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ABSTRACT

This handbook, developed as a reference guide, contains the texts of laws, rules, and regulations of the New York State Education Department governing dentistry and dental hygiene practice in the state. It also describes licensure requirements and includes complete application forms and instructions for obtaining a license and first registration as either a dentist or a dental hygienist. An introductory section describes the professional regulation system of New York, addressing these topics: professional education, the role of professional boards, minority access to the licensed professions, professional licensing services, professional discipline, and the state assistance program for professionals abusing alcohol or other drugs. The second section contains licensure requirements and application instructions. The third section consists of checklists and application forms for dentistry and for dental hygiene licensure applicants. Subsequent sections contain the texts of: two relevant articles of the education law; commissioner's regulations for curricula and practice; and rules of the Board of Regents concerning disciplinary proceedings, the committee on the professions, determination of good moral character, and unprofessional conduct. Lists of accredited professional programs in dentistry and dental hygiene are also included. (MSE)

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DENTISTRY AND DENTAL HYGIENE HANDBOOK

The University of the State of New York
THE STATE EDUCATION DEPARTMENT

Office of the Professions
Division of Professional Licensing Services
Cultural Education Center
Albany, New York 12230

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DENTISTRY AND DENTAL HYGIENE HANDBOOK

December 1989

THE UNIVERSITY OF THE STATE OF NEW YORK

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PREFACE

This handbook has been developed to serve as a helpful reference guide. It contains laws, rules and regulations of the State Education Department that govern dentistry and dental hygiene practice in the State of New York. The handbook also describes licensure requirements and includes complete application forms and instructions for obtaining license and first registration as a dentist and dental hygienist.

The Division of Professional Licensing Services has installed a new service for receiving toll-free calls from persons calling within the United States.

The number for callers from this wide area telephone service (WATS) zone is **1-800-342-3729**.

Callers may also use **518-474-3817**.

Inquiries concerning practice issues in dentistry and dental hygiene should be directed to the State Board for Dentistry at **518-474-3838**.

In writing to the State Education Department, address letters to the attention of the appropriate unit, for instance:

Attention: Dentistry and Dental Hygiene
Unit IV
New York State Education Department
Division of Professional Licensing Services
Cultural Education Center
Albany, NY 12230

or;

Attention: State Board for Dentistry
New York State Education Department
Room 3023
Cultural Education Center
Albany, NY 12230

This publication replaces the Dentistry and Dental Hygiene Handbook, November 1988.

Please Note: The applicant is responsible for reading this Handbook prior to submitting an application for licensure.

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PROFESSIONAL REGULATION IN NEW YORK STATE

State regulation in 31 fields of professional practice, including issuance of licenses and enforcement of rules of professional conduct, is vested in the Board of Regents in New York. Medicine was the first profession regulated by the Board of Regents with the establishment of licensure of physicians in 1892. The profession of Dentistry has been credentialed by the Regents since 1895 and the profession of Dental Hygiene has been credentialed by the Regents since 1917.

Practice of a profession is a public trust, earned through educational preparation, experience, the passing of rigorous examinations, and commitment on the part of the practitioner to public service. The professional carries out that trust in accordance with ethical standards developed through years – often decades and even centuries – of the best professional traditions, and in accordance with state law and regulations. Professional practitioners are urged to be always conscious of the very special obligations of public service and of ethical conduct that the privilege of licensure creates.

The New York system of professional regulation is unique in that it places a citizen body, the Board of Regents, which is responsible for education at all levels, in charge of the education, licensing and discipline of the professions. It is also unique in providing for boards to advise the Commissioner and the Regents on all matters relating to licensure and discipline. The boards, each aided by an Executive Secretary appointed by the Regents, provide communication links to the professions and the public. The boards make recommendations on policy and on disciplinary issues and provide advice to the Department and the Board of Regents.

Under policy established by the Board of Regents, the Title VIII professions are administered through the following units of the Office of the Professions.

Professional Education

The Department monitors programs of professional education according to standards for registration (accreditation) established by the Board of Regents. Specifically, the Department's Bureau of Professional Education Program Review, working with appropriate Board Executive Secretaries and consultants, evaluates proposed new programs as well as currently registered programs in some 300 institutions that prepare individuals for the practice of one or more professions. Information concerning registered programs, including licensure-qualifying programs in the professions, may be obtained by contacting the Bureau of Professional Education Program Review at 518-473-4961.

Professional Boards

Twenty state boards for the professions are appointed by the Board of Regents to advise the Department and the Regents on matters relating to professional licensure, practice and conduct. The law provides that these boards be comprised of a number of licensed professionals and one or more "public members," consumers of the services provided by the profession concerned. Some 300 persons serve on the twenty boards. The boards conduct disciplinary hearings at the request of the Office of Professional Discipline. In meeting their responsibilities for selecting or developing appropriate licensing examinations, the boards are guided by the Department's Bureau of Professional Examinations Development and Assessment.

Minority Access to the Licensed Professions

The Regents are committed to the premise that equal educational opportunity in programs that lead to licensure is a right of all who live, work or study in New York State. Despite progress in achieving greater access for minorities and disadvantaged populations, there still exists a severe underrepresentation of minorities in the licensed professions. To correct this problem, the Regents and the State Education Department endorse a coordinated and comprehensive effort involving the sustained efforts of the educational system, professional boards, professional associations and societies, government, industry, parent groups, and individual professionals. If you would like more information about educational and scholarship programs designed to assist people pursue professional education or if you are a licensed professional interested in volunteering in such programs, please write or call the Division of Postsecondary Equity and Access Programs at 518-473-6810.

Professional Licensing Services

The Division of Professional Licensing Services of the State Education Department issues more than 50 different authorizations to practice in the 31 professions licensed or otherwise credentialed by the Department and Board of Regents. The Division has three major program sections: the Operations Office, the Comparative Education Office and the Office of Test Administration. In cooperation with the Executive Secretary of the State Board in each licensed profession, the Division's Operations Office is responsible for administering licensing rules and regulations, assuring that the standards set by law are met prior to licensure and for administering the triennial registration system for licensed professionals practicing in the State. In order to practice or use a professional title in New York, a professional must be registered with the Department as well as licensed. The registration period is specific for each profession and expires for all members of that profession on a common date indicated on each practitioner's registration certificate. It is the responsbility of any licensed professional practicing in New York to maintain current registration and to notify the Department directly of any change of address or of name.

The Division's Comparative Education Unit evaluates all applications involving foreign or non-traditional education. Staff in this office have specialized training with educational systems and academic programs established throughout the world and provide special assistance to applicants presenting credentials earned in other countries or unaccredited programs for purposes of licensure in New York State.

The Professional Examination Administration Unit schedules and administers professional licensing examinations conducted by the State Education Department. It is responsible for locating and securing acceptable examination facilities and staff regularly contract with vendors, suppliers and other agencies for these services. This Unit is also responsible for scheduling candidate reviews and appeals of previous licensing examination results.

Professional Discipline

A license permitting an individual to practice in New York State is in effect for the lifetime of the holder unless use of the license is affected by a finding of professional misconduct. Professional misconduct is defined in Section 6509, Education Law, and in Part 29, Rules of the Board of Regents. It is the responsibility of each professional to be aware of the laws and regulations covering his or her profession. Copies of statute and rules are included in this handbook.

The Office of Professional Discipline of the State Education Department enforces standards of professional conduct in all professions, except that initial enforcement action in medicine is vested in the Office of Professional Medical Conduct, Department of Health. Any person who suspects or has knowledge of professional misconduct should report the information to the appropriate office. (Physicians are required by law to make such reports; failing to do so is, in itself, misconduct.) When either office discovers a possible violation of standards, it starts professional misconduct proceedings. Final disciplinary actions in all professions are taken by the Board of Regents. If the Regents decide that a licensed person has acted unprofessionally, they may suspend or revoke the authorization to practice. The Regents may also impose fines and other appropriate penalties.

Professional misconduct includes practicing fraudulently, negligently, or incompetently; practicing while being impaired by alcohol, drugs, or mental disability; being convicted of a crime; and similar serious matters. Some examples of misconduct are: offering or receiving a fee to or from a third party, fee splitting, behaving in a way that indicates moral unfitness, filing false reports, practicing beyond the scope permitted by law, performing services unauthorized by a patient or client, physically abusing a patient, not keeping proper records, ordering excessive tests or neglecting a patient in need of immediate care.

Fee disagreements do not represent misconduct, but double billing or other fraudulent billing or charging for unnecessary services, tests or procedures does constitute misconduct.

Telephone calls or letters reporting professional misconduct will be treated confidentially.

To report misconduct for professions other than medicine, write the New York State Education Department, Office of Professional Discipline, 1 Park Avenue, 6th Floor, New York, N.Y. 10016. Telephone: 212-951-6400.

Or call the **Professional Misconduct Hotline:** 1-800-442-8106. The call is toll-free from anywhere in New York State. (On holidays or during nonbusiness hours, a recorded message may be left and the call will be returned.) Or call or write the nearest regional office:

Albany: Office of Professional Discipline, 1580 Columbia Turnpike, Bldg. 3, Castleton NY 12033. Telephone: 518-479-7070.

Buffalo: Office of Professional Discipline, 2 Pleasant Avenue West, Lancaster, NY 14086. Telephone: 716-681-2860.

Harlem: Office of Professional Discipline, 163 West 125th Street, Room 819, New York, NY 10027. Telephone: 212-870-8705.

Nassau: Office of Professional Discipline, 350 Daniels Street, Lindenhurst, NY 11757. Telephone: 516-226-2109.

New York City: Office of Professional Discipline, 1 Park Avenue, 6th Floor, New York, NY 10016. Telephone: 212-951-6400.

Rochester: Office of Professional Discipline, P.O. Box 397 2000 Lehigh Station Rd., Henrietta, NY 14467.Telephone: 716-334-5184.

Syracuse: Office of Professional Discipline, Tecumseh School-Room 11, Nottingham & Waring Road, Jamesville, NY 13078. Telephone: 315-445-2111.

White Plains: Office of Professional Discipline, 55 Church Street, White Plains, NY 10601. Telephone: 914-761-8067.

Professional Assistance Program

The State Education Department has initiated a program for licensed professionals who abuse alcohol or other drugs. Professionals who have not harmed clients or patients may voluntarily surrender their license while seeking treatment rather than face charges of professional misconduct. The Committee for Professional Assistance, composed primarily of professionals who treat alcoholics and drug addicts, advises the Department on who should be accepted into the program, the acceptability of the treatment program and appropriate monitoring of program participants to assure public safety. All applications are confidential. Any person interested in additional information may contact the Coordinator of Professional Practice, New York State Education Department, Professional Assistance Program, Cultural Education Center, Albany, New York 12230, (518) 473-6809.

LICENSURE REQUIREMENTS FOR DENTISTRY AND DENTAL HYGIENE

I. GENERAL REQUIREMENTS

All Candidates

1. Education – (See II, page 4)
2. Examination – (See III, page 4)
3. Citizenship – Candidates for licensure must be either United States citizens or aliens lawfully admitted for permanent residence in the United States. Documentation beyond the candidate affirmation is not required.
4. Good Moral Character – Candidates for licensure must be of good moral character.
5. Age – Candidates for dental licensure by examination must be at least twenty-one (21) years old and candidates for dental hygiene licensure by examination must be at least seventeen (17) years old. Candidates for licensure by endorsement must be at least twenty-one (21) years old in both professions.
6. Application – Candidates for licensure must complete and file the appropriate forms enclosed in this Handbook, and submit fees and examination results as required by the department (see IV & V, pages 5–7).

II. EDUCATION REQUIREMENTS

A. Dentistry.

To meet the professional education requirement, the applicant shall present evidence of the completion of not less than 60 semester hours of preprofessional education including courses in general chemistry, organic chemistry, biology or zoology and physics and a program of professional education consisting of either:

1. not less than four academic years, or the equivalent thereof, registered by the Department or accredited by an accrediting organization acceptable to the Department; or
2. not less than four academic years of dental education satisfactory to the department, culminating in a degree, diploma or certificate in dentistry recognized by the appropriate civil authorities of the country in which the school is located as acceptable for entry into practice in the country in which the school is located. Where a program of dental education is completed in such a school, the applicant shall also complete not less than two academic years of study satisfactory to the Department in a registered or accredited dental school program.

B. Dental Hygiene.

All candidates must complete a New York State Registered or American Dental Association *accredited* dental hygiene program. Candidates may be admitted to licensing examinations during the last year of study.

III. EXAMINATION REQUIREMENTS

A. General Provisions.

Filing and deadline requirements may differ between national and regional examinations not conducted by the Department and New York State examinations conducted by the Department. For New York State conducted examinations, applications for admission must be postmarked at least 60 calendar days before the scheduled examination. An admission card will be issued by the Department approximately three weeks before the examination. An admission card will be required for admission to the test center.

ANY CANDIDATE NEEDING SPECIAL ASSISTANCE OR ACCOMMODATIONS TO TAKE A LICENSING EXAMINATION DUE TO A HANDICAPPING CONDITION OR RELIGIOUS OBSERVANCES SHOULD ATTACH A LETTER TO THE APPLICATION DESCRIBING THE SPECIAL CIRCUMSTANCES INVOLVED AND PROVIDE SUCH DOCUMENTATION AS THE DEPARTMENT SHALL REQUIRE FOR VALIDATION. FOR DOCUMENTING A PHYSICAL HANDICAP, A PHYSICIAN'S

LETTER INDICATING SPECIFIC TESTING LIMITATIONS AND DIAGNOSIS WILL BE NECESSARY. TO MAKE THE NECESSARY ACCOMMODATIONS, SUCH REQUESTS SHOULD BE SUBMITTED AS FAR IN ADVANCE OF THE APPLICATION DEADLINE AS POSSIBLE AND WITH SUBSEQUENT READMISSION APPLICATIONS, IF APPLICABLE.

B. **Dentistry Examinations.**

1. Written examinations:

Passing scores on Parts I and II of the National Board Dental Examination are required. A TRANSCRIPT OF SUCH SCORES MUST BE RECEIVED DIRECTLY FROM THAT ORGANIZATION.

For application to National Dental Examinations or transmittal of scores to the New York State Education Department, contact: Joint Commission on National Dental Examinations, 211 East Chicago Avenue, Chicago, Illinois 60611. Telephone: (312) 440-2678.

COPIES OF EXAMINATION SCORES SUBMITTED BY THE CANDIDATE CANNOT BE ACCEPTED.

2. Clinical (practical) examinations:

Graduates of accredited dental programs may take the Northeast Regional Board of Dental Examiners clinical examination. For admission, contact the Northeast Regional Board of Dental Examiners, Inc., 4645 Burroughs Avenue NE, Washington, D.C. 20019. Telephone: (202) 398-6196.

Graduates of unaccredited dental programs or candidates seeking clinical examination credit toward licensure only in New York State may take the New York State clinical examination in dentistry conducted by the Department. Proof of satisfactory performance on the National Board examination, Parts I and II, and proof of professional liability coverage are required for admission. Candidates who do not pass the entire examination may retain limited credit for acceptable grades on individual subjects on the clinical examination.

Candidates admitted to the clinical examinations in dentistry will receive additional instructional materials regarding the examination from the Division of Professional Licensing Services with their admission cards. Candidates may receive the additional instructional materials earlier upon request by contacting the State Board for Dentistry, New York State Education Department, Cultural Education Center, Albany, NY 12230, Telephone (518) 474-3838.

C. **Dental Hygiene Examination.**

The New York State Dental Hygiene licensing examination requirement consists of the National Board Dental Hygiene examination (written) and Northeast Regional Board of Dental Examiners examination (clinical and written).

For application to National Dental Hygiene Examination or transmittal of examination scores to the New York State Education Department, contact: The Joint Commission on National Dental Examination, 211 East Chicago Avenue, Chicago, Illinois 60611. Telephone: (312) 440-2678.

COPIES OF EXAMINATION SCORES SUBMITTED BY THE CANDIDATE CANNOT BE ACCEPTED.

For application to the Northeast Regional Board Examination, contact: the administrative office of a dental hygiene school or the Northeast Regional Board of Dental Examiners, Inc., 4645 Burroughs Avenue NE, Washington, D.C. 20019. Telephone: (202) 398-6196.

D. **Endorsement.**

1. Dentists & Dental Hygienists

On an individual basis, the Department may endorse the license issued by another state if the applicant has satisfied New York's educational and examination requirements and has engaged in satisfactory practice for at least two years.

IV. COMPLETING THE APPLICATION FORMS

A. A temporary mailing address may be used to expedite correspondence. Prior to licensure, the candidate must provide an address of record which will be printed on registration certificates and used for future correspondence. Changes of address must be reported to the department in writing within 30 days.

B. The Basis of Licensure – Application Forms Required.

1. For Licensure (By Examination) and First Registration.

Submit: Form 1 – Application for License and First Registration
Form 1D – Candidate Data Record
Form 2A – Certification of Professional Education
or
Form 2N
Form 3 – Certification of Licensure (If licensed in another jurisdiction)

2. For Licensure (By Endorsement) and First Registration.

Submit: Form 1 – Application for License and First Registration
Form 1D – Candidate Data Record
Form 2A – Certification of Professional Education
or
Form 2N
Form 3 – Certification of Licensure
Form 4 – Personal Affidavit of Professional Practice
Form 5 – Supporting Affidavit of Professional Practice

3. For Limited Permit.

Submit: Form 2A – Certification of Professional Education
or
Form 2N
Form 6 – Limited Permit Application in Dentistry.

C. The Individual Application Forms.

Form 1 – Basic Candidate Application. This form is completed by the candidate and returned directly to the Department. Dentistry applicants should indicate whether applying for admission to the clinical examination in dentistry in New York State *or* applying for licensure on the basis of the clinical examinations conducted by the Northeast Regional Board. If applying on the basis of the regional examinations, indicate the dates the examination was taken. NERB scores are automatically sent to this Division. **Should a candidate fail to pass all NERB subjects initially, he or she should notify the department by letter when passing grades are attained on a subsequent NERB examination.**

Form 1D – Candidate Data Record. All candidates are asked to return this form with their application.

Form 2A – Certification of Professional Education: Accredited or Registered Programs. Section I of this certification is completed by the candidate who graduated from an accredited or registered professional program accepted by the Department as licensure qualifying. The form should then be forwarded to the professional school for submission directly to the Department. (The Form 2A is not necessary if an authorized official from an accredited program has certified the candidate to the Department directly. In such cases the candidate checks *directly* with the school official.)

Form 2N – Certification of Professional Education: Non-accredited or Non-registered Programs. Section 1 of this certification is completed by the candidate who graduated from a non-accredited professional program not accepted by the Department as licensure qualifying. The forms should then be forwarded to the professional school for submission directly to the Department.

Graduates of unaccredited dental programs must submit satisfactory documentation of completion of all required education with their application form. Any document not printed in English must be accompanied by an acceptable translation and include all written and printed material on the original document.

An Affidavit of Accuracy must accompany the translation. The translator must affirm having read the entire translation after it has been completed, that the entire document has been translated, that nothing has been omitted or added, and that the translation is true and correct.

Translations and qualifications of translators are reviewed individually and those not meeting the requirements of the Department will be returned. The Department will only accept translations performed by the candidate if they have been checked by a qualified translator who provides an Affidavit of Accuracy.

Form 3 – Certification of Licensure (All Candidates licensed in another Jurisdiction must complete this Form). Section I of this certification is completed by the candidate and forwarded to the appropriate licensing agency for submission to the Department. The certification must list the date of original licensure in the state in which the candidate has been licensed by examination (both written and clinical) and bear the state seal and the signature of the appropriate official.

Form 4 – Personal Affidavit of Professional Practice (Endorsement Only). This affidavit is required only for candidates seeking licensure by endorsement. The candidate lists all professional practice from graduation from professional school to the present.

Form 5 – Supporting Affidavit of Professional Practice (Endorsement Only). This endorsement affidavit must be completed by a dentist (or dentists) licensed in good standing in the state in which the candidate is licensed. More than one affidavit may be necessary for comprehensive certification of the required two years of professional practice.

(If more than two affidavits are necessary, candidates may photocopy the form as needed.)

Form 6 – Limited Permit Application in Dentistry (see Section VI, page 9). Section I of this application is completed by the candidate and **forwarded to the employer for submission to the Department.** The Form 2A or 2N, Certification of Professional Education, must also be completed by the candidate and the appropriate dental school.

D. The completed application materials should be mailed to:

New York State Education Department
Division of Professional Licensing Services
Dentistry or Dental Hygiene Unit
Cultural Education Center
Albany, N.Y. 12230.

V. FEE INFORMATION

A. Statutory Fee Schedule:

	Dentistry	Dental Hygiene
Licensure by state examination in New York State (including first registration)		
Fee *with* Examination:	$ 220	$ 115
First Registration Fee:	$ 210	$ 50
Total to be Paid	$ 430	$ 165
Licensure without state examination including first registration (i.e. NERB or Endorsement)		
Fee *Without* Examination:	$ 135	$ 70
First Registration Fee:	$ 210	$ 50
Total to be Paid	$ 345	$ 120
Readmission to exam	100	45
Limited Permit	105	–

* As of 5/1/89 Article 133, Section 6605-a, provides for the issuance of a Dental Anesthesia Certificate at which the following is to be paid:

Dental Anesthesia Certificate	$ 100	
Certification of New York State examination results and licensure status to another state	20	20

Do not send cash. Please make check or money order payable to the New York State Education Department. Mail form 1 and fee to: Fee Section, Division of Professional Licensing Services, State Education Department, Cultural Education Center, Albany, New York 12230. **PLEASE NOTE: Payment submitted from outside the United States should be made by check or draft on a United States bank and in United States currency. Payments submitted in any other form will not be accepted and will be returned.**

B. **Fee Credit:**

Candidates who are admitted to an examination and fail to appear for that examination on two occasions (for any reason) will be required to pay the full fee for subsequent readmission.

C. **Candidate Licensure Fee:**

The law provides that applicants for professional licenses not receiving such licenses may be granted partial refunds not exceeding fifty percent of the fee paid to the Department unless they have failed the examination for such licenses, in which case such applicants may not receive a refund. However, if a candidate obtains a refund and then decides to seek New York State licensure at a later date, he or she will be considered as a new candidate. New candidates, will be required to pay the *full* licensure and registration fees and meet the licensure requirements in place at the time of reapplication. Requests for refunds must be made in writing.

D. **Confirmation of Newly Issued Licenses:**

When eligible candidates are approved for licensure by the Department, a license number and an effective date of licensure are assigned. Approved candidates will become legally licensed and entitled to practice in New York State as of that date. Written confirmation of licensure by the department consists of the registration certificates mailed within two to three weeks following the licensure date. Candidates who have reason to believe they have fully met *all* requirements for licensure may verify licensure by telephoning (800) 342-3729.

E. **The Initial Registration Period Following Licensure:**

1. Duration of Registration Periods.

   The established triennial registration periods for Dentistry and Dental Hygiene are as follows:

   May 1, 1987 – April 30, 1990
   May 1, 1990 – April 30, 1993
   May 1, 1993 – April 30, 1996

2. Prorated Refunds of Initial Registration Fee.

   Newly licensed professionals or licensees reactivating their registration with the Department one or more years after the beginning of the established triennial registration period will automatically be issued a partial refund of either one-third of the fee submitted (second year registration) or two-thirds of the fee submitted (third year registration). Refunds normally take 8-12 weeks following the date of licensure for processing and mailing.

NOTICE
REGARDING REGISTRATION FEES

Please note that Section 59.7 of Part 59 of the Regulations of the Commissioner of Education is no longer in effect. It has been superseded by the new Section 6502.3 of Title VIII of the Education Law which appears below. A newly licensed person registering within the last 4 months of the registration period is *no longer* reregistered for the next registration period without an additional fee.

§6502. Duration and registration of a license.

3. An application for registration and the required registration fee shall be submitted together with or as a part of the application for a license. A person initially licensed or a licensee resuming practice after a lapse of registration during the last two years of a triennial registration period shall receive a prorated refund of one-third of the total registration fee for each full year of the triennial period that has elapsed prior to the date of registration. The Department shall renew the registration of each licensee upon receipt of a proper application, on a form prescribed by the Department, and the registration fee. Any licensee who fails to register by the beginning of the appropriate registration period shall be required to pay an additional fee for late filing of ten dollars for each month that registration has been delayed while such licensee continued to practice his or her profession. The licensee resuming practice after a lapse of registration shall be permitted to practice without actual possession of the registration certificate for not more than four months after mailing to the Department the required application fee.

IMPORTANT NOTICE

Chapter 544 of the Laws of 1988 has established a new one-time requirement for the licensure and reregistration of physicians, chiropractors, dentists, dental hygienists, registered nurses, podiatrists, optometrists, and psychologists. These professionals are required to complete two hours of coursework or training regarding the identification and reporting of child abuse and maltreatment. You will need to present specific documentation to the

New York State Education Department that training has been completed before your *next* registration period which commences on **May 1, 1993** for dentists and dental hygienists.

Since the new law does not affect your registration this year, you will have ample opportunity to meet this requirement. However, you are encouraged to take this important training at the earliest possible date. To fulfill the law's requirements, the coursework or training must be obtained from a provider that has been specifically approved for that purpose by the Department. The approval of providers is scheduled to begin in early 1990. In the spring of 1990, the Department will have a comprehensive list of providers available upon written request to the Division of Professional Education, Room 3013, State Education Department, Cultural Education Center, Albany, New York 12230.

VI. LIMITED PERMITS

1. Dentistry

A. A limited permit may be issued to eligible dental licensure candidates in the following two settings:

i. A graduate of a dental college who is employed by a registered school of dentistry or dental hygiene to instruct and supervise clinical dentistry or dental hygiene for students in that school and who practices dentistry only on the premises of such registered school or premises used for instruction.

ii. A graduate of a dental college meeting the educational qualifications for admission to the licensing examination and employed in a hospital or dental facility approved by an appropriate agency and under the direction or supervision of a licensed dentist. No such permit shall be issued or renewed unless such graduate has a bona fide offer of a position in such a hospital or dental facility, which has an accredited dental residency program.

B. Renewal. A limited permit is valid for one year or until ten days after notification of denial of eligibility or failure on the licensing examination, whichever comes first. **A limited permit which has not expired may be renewed for one year.** If a permittee is serving in a residency program in a hospital annual renewals are available until the residency is completed. **A limited permit once expired may not be renewed.**

2. Dental Hygiene

Limited permits are not issued in the profession of dental hygiene.

VII. DRUG AND PRESCRIPTION USE/AUTHORIZATIONS

1. Amendment of the New York State Drug Substitution Law

Chapter 913 of the Laws of 1986 requires the use of a new prescription form and also imposes new requirements and limitations on the filling of both written and oral prescriptions effective July 1, 1987.

These new requirements were included in an act providing for pharmaceutical insurance coverage for the elderly, but they will apply to all prescriptions written in this state by persons authorized to issue prescriptions. Included in the group of authorized prescribers are physicians, dentists, podiatrists, veterinarians, physicians' assistants and nurses practicing in demonstration projects. For further information contact: State Board of Pharmacy, Cultural Education Center, Room 3035, Albany, NY 12230 or call (518) 474-3848.

2. For additional information regarding the use of controlled substances, the following agencies may be contacted directly:

A. Drug Enforcement Administration (DEA Number):

United States Department of Justice
Drug Enforcement Administration
P.O. Box 28083 Central Station
Washington D.C. 20005
Telephone – (202) 724-1013

New York City Office
Telephone – (212) 399-5151

B. New York State Prescription Forms:

Bureau of Controlled Substances
30 Watervliet Avenue
Albany, New York 12206
Telephone – (518) 453-1984

VIII. INSPECTION AND CERTIFICATION OF RADIOGRAPHIC EQUIPMENT:

For additional information regarding this subject, the following agencies may be contacted directly:

1. For New York State:

Bureau of Enviromental Radiation Protection
New York State Department of Health
2 University Place
Room 325
Albany, NY 12203
(518) 458-6476

2. For New York City, only:

Bureau of Radiation Control
New York City Department of Health
111 Livingston St.
Brooklyn, NY 11201
(718) 643-7875

TITLE VIII OF THE EDUCATION LAW
ARTICLE 130
GENERAL PROVISIONS
SUBARTICLE 1. INTRODUCTORY SUMMARY

§6500. Introduction

This title provides for the regulation of the admission to and the practice of certain professions. This first article applies to all the professions included in this title, except that prehearing procedures and hearing procedures in connection with the regulation of professional conduct of the profession of medicine and physician's assistants and specialist's assistants shall be conducted pursuant to the provisions of Title II-A of article two of the public health law. Each of the remaining articles applies to a particular profession.

§6501. Admission to a profession (licensing)

Admission to practice of a profession in this state is accomplished by a license being issued to a qualified applicant by the education department. To qualify for a license an applicant shall meet the requirements prescribed in the article for the particular profession.

§6502. Duration and registration of a license

1. A license shall be valid during the life of the holder unless revoked, annulled or suspended by the board of regents. A licensee must register with the department to practice in this state.

2. The department shall establish the beginning dates of the registration periods for each profession and mail an application for registration to every licensee currently registered at least four months prior to the beginning of the registration period for the respective profession.

3. An application for registration and the required registration fee shall be submitted together with or as a part of the application for a license. A person initially licensed or a licensee resuming practice after a lapse of registration during the last two years of a triennial registration period shall receive a prorated refund of one-third the total registration fee for each full year of the triennial period that has elapsed prior to the date of registration. The department shall renew the registration of each licensee upon receipt of a proper application, on a form prescribed by the department, and the registration fee. Any licensee who fails to register by the beginning of the appropriate registration period shall be required to pay an additional fee for late filing of ten dollars for each month that registration has been delayed while such licensee continued to practice his profession. The licensee resuming practice after a lapse of registration shall be permitted to practice without actual possession of the registration certificate for not more than four months after mailing to the department the required application fee.

4. Any licensee who is not engaging in the practice of his profession in this state and does not desire to register shall so advise the department. Such licensee may subsequently register and resume practice without paying an additional fee for failure to register at the beginning of the registration period.

5. Licensees shall notify the department of any change of name or mailing address within thirty days of such change.

6. The fee for replacement of a lost registration certificate or license or for registration of an additional office shall be ten dollars.

7. An additional fee of twenty-five dollars shall be charged for the licensure or registration of any applicant who submits a bad check to the department.

§6503. Practice of a profession

Admission to the practice of a profession (1) entitles the licensee to practice the profession as defined in the article for the particular profession, (2) entitles the individual licensee to use the professional title as provided in the article for the particular profession, and (3) subjects the licensee to the procedures and penalties for professional misconduct as prescribed in this article (sections sixty-five hundred nine, sixty-five hundred ten, and sixty-five hundred eleven).

§6504. Regulation of the professions

Admission to the practice of the professions (licensing) and regulation of such practice shall be supervised by the board of regents (section sixty-five hundred six) and administered by the education department (section sixty-five hundred seven), assisted by a state board for each profession (section sixty-five hundred eight).

§6505. Construction

No definition of the practice of a profession shall be construed to restrain or restrict the performance of similar acts authorized in the definition of other professions.

§6505 – a. Professional referrals

There shall be no monetary liability on the part of, and no cause of action for damages shall arise against, any association or society of professionals authorized to practice under this title, or any employee, agent, or member thereof, for referring any person to a member of the profession represented by such association or society provided that such referral was made without charge as a service to the public, and without malice, and in the reasonable belief that such referral was warranted, based upon the facts disclosed.

SUBARTICLE 2. STATE MANAGEMENT

§6506. Supervision by the board of regents

The board of regents shall supervise the admission to and the practice of the professions. In supervising, the board of regents may:

1. Promulgate rules;

2. Establish by rule, high school, preprofessional, professional and other educational qualifications required for licensing in the professions regulated by this title;

3. Charter schools offering educational programs for the professions regulated by this title, and no such school shall operate in this state without such a charter, except Columbia University, any school chartered by special act of the legislature prior to September one, nineteen hundred seventy-one, and schools specifically authorized to conduct such programs by the regents;

4. Appoint such committees as it deems necessary and compensate members of such committees who are not members of the board of regents or the department up to one hundred dollars per day for each day devoted to committee functions, together with their necessary expenses;

5. Waive education, experience and examination requirements for a professional license prescribed in the article relating to the profession, provided the board of regents shall be satisfied that the requirements of such article have been substantially met;

6. Indorse a license issued by a licensing board of another state or country upon the applicant fulfilling the following requirements:

   a. Application: file an application with the department;

   b. Education: meet educational requirements in accordance with the commissioner's regulations;

   c. Experience: have experience satisfactory to the board and in accordance with the commissioner's regulations;

   d. Examination: pass an examination satisfactory to the board and in accordance with the commissioner's regulations;

   e. Age: be at least twenty-one years of age;

   f. Citizenship or immigration status: be a United States citizen or an alien lawfully admitted for permanent residence in the United States.

   g. Character: be of good moral character as determined by the department; and

7. Direct the department to remedy any error, omission, delay or other circumstance in the issuance or registration of a license;

8. Designate a professional conduct officer, who shall be the chief administrative officer of the office of the professions, or his designee, in connection with professional licensing and misconduct proceedings and criminal matters, such officer to be empowered to issue subpoenas and administer oaths in connection with such proceedings;

9. Establish by rule, standards of conduct with respect to advertising, fee splitting, practicing under a name other than that of the individual licensee (when not specifically authorized), proper use of academic or professional degrees or titles tending to imply professional status, and such other ethical practices as such board shall deem necessary; and

10. Delegate to department officers the disposition of any licensing matters pursuant to rules.

§6507. Administration by the education department

1. The commissioner and the department shall administer the admission to and the practice of the professions.

2. In administering, the commissioner may:

   a. Promulgate regulations;

   b. Conduct investigations;

   c. Issue subpoenas;

   d. Grant immunity for prosecution in accordance with section 50.20 of the criminal procedure law to anyone subpoenaed in any investigation or hearing conducted pursuant to this title; and

   e. Excuse, for cause acceptable to the commissioner, the failure to register biennially. Such excuse shall validate and authorize such practitioner's right to practice pending registration.

3. The department assisted by the board for each profession, shall:

a. (Eff. Jan. 1, 1989. Par. a in main vol. eff. until Jan. 1, 1989.) Establish standards for preprofessional and professional education, experience and licensing examinations as required to implement the article for each profession. Notwithstanding any other provision of law, the commissioner shall establish standards requiring that all persons applying, on or after January first, nineteen hundred ninety-one, initially, or for the renewal of, a license, registration or limited permit to be a physician, chiropractor, dentist, registered nurse, podiatrist, optometrist, psychiatrist, or pyschologist shall, in addition to all the other licensure, certification or permit requirements, have completed two hours of coursework or training regarding the identification and reporting of child abuse and maltreatment. The coursework or training shall be obtained from an institution or provider which has been approved by the department to provide such coursework or training. The coursework or training shall include information regarding the physical and behavioral indicators of child abuse and maltreatment and the statutory reporting requirements set out in sections four hundred thirteen through four hundred twenty of the social services law, including but not limited to, when and how a report must be made, what other actions the reporter is mandated or authorized to take, the legal protections afforded reporters, and the consequences for failing to report. Each applicant shall provide the department with documentation showing that he or she has completed the required training. The department shall provide an exemption from the child abuse and maltreatment training requirements to any applicant who requests such an exemption and who shows, to the department's satisfaction, that there would be no need because of the nature of his or her practice for him or her to complete such training;

b. Review qualifications in connection with licensing requirements; and

c. Provide for licensing examinations and reexaminations.

4. The department shall:

a. Register or approve educational programs designed for the purpose of providing professional preparation which meet standards established by the department.

b. Issue licenses, registrations, and limited permits to qualified applicants;

c. (i) Issue a certificate of authority to a qualified professional service corporation being organized under section fifteen hundred three of the business corporation law on payment of a fee of seventy-five dollars, (ii) file a certified copy of each certificate of incorporation and amendment thereto within thirty days after the filing of such certificate or amendment on payment of a fee of fifteen dollars, (iii) file the annual statement required by section fifteen hundred fourteen of the business corporation law on payment of a fee of thirty dollars (iv) as of July first, nineteen hundred eighty-eight, file a triennial statement required on payment of a fee of ninety dollars. The first triennial period shall commence on July first, nineteen hundred eighty-eight.

d. Revoke limited permits on the recommendation of the committee on professional conduct for the profession concerned;

e. Maintain public records of licenses issued and retain in its files identifying data concerning each person to whom a license has been issued;

f. Collect the fees prescribed by this title or otherwise provided by law;

g. Prepare an annual report for the legislature, the governor and other executive offices, the state boards for the professions, professional societies, consumer agencies and other interested persons. Such report shall include but not be limited to a description and analysis of the administrative procedures and operations of the department based upon a statistical summary relating to (i) new licensure, (ii) discipline, (iii) complaint, investigation, and hearing backlog, (iv) budget, and (v) the state boards for the professions. Information provided shall be enumerated by profession; and

h. Establish an administrative unit which shall be responsible for the investigation, prosecution and determination of alleged violations of professional conduct.

5. The commissioner and the department shall perform any other functions necessary to implement this title.

§6508. Assistance by state boards for the professions

1. A board for each profession shall be appointed by the board of regents on the recommendation of the commissioner for the purpose of assisting the board of regents

and the department on matters of professional licensing, practice, and conduct. The composition of each board shall be as prescribed in the article relating to each profession. Within each board a committee on licensing may be appointed by the board chairman.

Except as provided in paragraph (a) of this subdivision, the membership of each professional licensing board shall be increased by one member, and each such board shall have at least one public representative who shall be selected by the board of regents from the general public.

a. The membership of the professional licensing boards created under sections sixty-five hundred twenty-three, sixty-eight hundred four, sixty-nine hundred three, and seventy-four hundred three of this chapter shall be increased by two members, and each such board shall have at least two public representatives, who shall be selected by the board of regents from the general public.

b. For the purposes of this title, a "public representative" shall be a person who is a consumer of services provided by those licensed or otherwise supervised or regulated by the boards created hereunder, and shall not be, nor within five years immediately preceding appointment have been:

(i) a licensee or person otherwise subject to the supervision or regulation of the board to which appointed; or

(ii) a person maintaining a contractual relationship with a licensee of such board, which would constitute more than two percentum of the practice or business of any such licensee, or an officer, director, or representative of such person or group of persons.

2. Each board, or its committee on licensing, shall select or prepare examinations, may conduct oral and practical examinations and reexaminations, shall fix passing grades, and assist the department in other licensing matters as prescribed by the board of regents.

3. Each board shall conduct disciplinary proceedings as prescribed in this article and shall assist in other professional conduct matters as prescribed by the board of regents.

4. Members of each board shall be appointed by the board of regents for five-year terms except that the terms of those first appointed shall be arranged so that as nearly as possible an equal number shall terminate annually. A vacancy occurring during a term shall be filled by an appointment by the board of regents for the unexpired term. Each state professional association or society may nominate one or more candidates for each appointment to be made to the board for its profession, but the board of regents shall not be required to appoint candidates so nominated. Former members of a board may be re-appointed by the board of regents, on the recommendation of the commissioner, to serve as members of the board solely for the purposes of disciplinary proceedings, proceedings relating to the moral character of an applicant for licensure, and proceedings relating to applications for the restoration of a professional license. Former board members so appointed may not comprise a majority of any panel.

5. Each member of a board shall receive a certificate of appointment, shall before beginning his term of office file a constitutional oath of office with the secretary of state, shall receive up to one hundred dollars as prescribed by the board of regents for each day devoted to board work, and shall be reimbursed for his necessary expenses. Any member may be removed from a board by the board of regents for misconduct, incapacity or neglect of duty.

6. Each board shall elect from its members a chairman and vice-chairman annually, shall meet upon call of the chairmen or the department, and may adopt bylaws consistent with this title and approved by the board of regents. A quorum for the transaction of business by the board shall be a majority of members but not less than five members.

7. An executive secretary to each board shall be appointed by the board of regents on recommendation of the commissioner. Such executive secretary shall not be a member of the board, shall hold office at the pleasure of, and shall have the powers, duties and annual salary prescribed by the board of regents.

SUBARTICLE 3. PROFESSIONAL MISCONDUCT

§6509. Definitions of professional misconduct

Each of the following is professional misconduct, and any licensee found guilty of such misconduct under the procedures prescribed in section sixty-five hundred ten shall be subject to the penalties prescribed in section sixty-five hundred eleven:

1. Obtaining the license fraudulently,

2. Practicing the profession fraudulently, beyond its authorized scope, with gross incompetence, with gross negligence on a particular occasion or negligence or incompetence on more than one occasion,

3. Practicing the profession while the ability to practice is impaired by alcohol, drugs, physical disability, or mental disability,

4. Being habitually drunk or being dependent on, or a habitual user of narcotics, barbiturates, amphetamines, hallucinogens, or other drugs having similar effects,

5. a. Being convicted of committing an act constituting a crime under:
   (i) New York State law or,
   (ii) Federal law or,
   (iii) The law of another jurisdiction and which, if committed within this state, would have constituted a crime under New York State law;

   b. Having been found guilty of improper professional practice or professional misconduct by a duly authorized professional disciplinary agency of another state where the conduct upon which the finding was based would, if committed in New York state, constitute professional misconduct under the laws of New York state;

   c. Having been found by the commissioner of health to be in violation of article thirty-three of the public health law.

   d. Having his license to practice medicine revoked, suspended or having other disciplinary action taken, or having his application for a license refused, revoked or suspended or having voluntarily or otherwise surrendered his license after a disciplinary action was instituted by a duly authorized professional disciplinary agency of another state, where the conduct resulting in the revocation, suspension or other disciplinary action involving the license or refusal, revocation or suspension of an application for a license or the surrender of the license would, if committed in New York state, constitute professional misconduct under the laws of New York state.

6. Refusing to provide professional service to a person because of such person's race, creed, color, or national origin,

7. Permitting, aiding or abetting an unlicensed person to perform activities requiring a license,

8. Practicing the profession while the license is suspended, or wilfully failing to register or notify the department of any change of name or mailing address, or if a professional service corporation wilfully failing to comply with sections fifteen hundred three and fifteen hundred fourteen of the business corporation law,

9. Committing unprofessional conduct, as defined by the board of regents in its rules or by the commissioner in regulations approved by the board of regents,

10. A willful violation by a licensed physician of subdivision eleven of section two hundred thirty of the public health law, or

11. A violation of section twenty-eight hundred three-d or twenty-eight hundred five-k of the public health law.

12. Failure to comply with an order issued pursuant to subdivision seven of section two hundred thirty of the public health law.

§6509–a. Additional definition of professional misconduct; limited application

Notwithstanding any inconsistent provision of this article or of any other provision of law to the contrary, the license or registration of a person subject to the provisions of articles one hundred thirty-one, one hundred thirty-one-a, one hundred thirty-two, one hundred thirty-three, one hundred thirty-seven, one hundred thirty-nine, one hundred forty-one, one hundred forty-three, one hundred forty-four, one hundred fifty-six and one hundred fifty-nine of this chapter may be revoked, suspended or annulled or such person may be subject to any other penalty provided in section sixty-five hundred eleven of this article in accordance with the provisions and procedure of this article for the following:

That any person subject to the above enumerated articles, has directly or indirectly requested, received or participated in the division, transference, assignment, rebate, splitting or refunding of a fee for, or has directly requested, received or profited by means of a credit or other valuable consideration as a commission, discount or gratuity in connection with the furnishing of professional care, or service, including x-ray examination and treatment, or for or in connection with the sale, rental, supplying or furnishing of clinical laboratory services or supplies, inhalation therapy service or equipment, ambulance service, hospital or medical supplies, physiotherapy or other therapeutic service or equipment, artifical limbs, teeth or eyes, orthopedic or surgical appliances or supplies, optical appliances, supplies or equipment, devices for aid of hearing, drugs, medication or medical supplies or any other goods, services or supplies prescribed for medical diagnosis, care or treatment, under this chapter, except payment, not to exceed thirty-three and one-third per centum of any fee received for x-ray examination, diagnosis or treatment, to any hospital furnishing facilities for such examination, diagnosis or treatment. Nothing contained in this section shall prohibit such persons from practicing as partners, in groups or as a professional corporation nor from pooling fees and moneys received, either by the partnerships, professional corporations or groups by the individual members, thereof, for professional services furnished by any individual professional member, or employee of such partnership, corporation or group, nor shall the professionals constituting the partnerships, corporation or groups be prohibited from sharing, dividing or apportioning the fees and moneys received by them or by the partnership, corporation or group in accordance with a partnership or other agreement; provided that no such practice as partners, corporations or in groups or pooling of fees or moneys received or shared, division or apportionment of fees shall be permitted with respect to care and treatment under the workmen's (sic) compensation law except as expressly authorized by the workmen's (sic) compensation law. Nothing contained in this chapter shall prohibit a medical or dental expense indemnity corporation pursuant to its contract with the subscriber from prorationing a medical or dental expense indemnity allowance among two or more professionals in proportion to the services rendered by each such professional at the request of the subscriber, provided that prior to payment thereof such professionals shall submit both to the medical or dental expense indemnity corporation and to the subscriber statements itemizing the services rendered by each such professional and the charges therefor.

§6510. Proceedings in cases of professional misconduct

In cases of professional misconduct the proceedings shall be as follows:

1. Preliminary procedures.

   a. Complaint. A complaint of a licensee's professional misconduct may be made by any person to the education department.

   b. Investigation. The department shall investigate each complaint which alleges conduct constituting professional misconduct. The results of the investigation shall be referred to the professional conduct officer designated by the board of regents pursuant to section sixty-five hundred six of this article. If such officer decides that there is not substantial evidence of professional misconduct or that further proceedings are not warranted, no further action shall be taken. If such officer, after consultation with a professional member of the applicable state board for the profession, determines that there is substantial evidence of professional misconduct, and that further proceedings are warranted, such proceedings shall be conducted pursuant to this section. If the complaint involves a question of professional expertise, then such officer may seek, and if so shall obtain, the concurrence of at least two members of a panel of three members of the applicable board.

   c. Charges. In all disciplinary proceedings other than those terminated by an administrative warning pursuant to paragraph a of subdivision two of this section, the department shall prepare the charges. The charges shall state the alleged professional misconduct and shall state concisely the material facts but not the evidence by which the charges are to be proved.

   d. Service of charges and of notice of hearing. A copy of the charges and notice of any hearing pursuant to subdivision two or three of this section shall be served on the licensee personally by the department at least fifteen days before the hearing. If personal service cannot be made after due diligence and such fact is certified under oath, a copy of the charges and the notice of hearing shall be served by certified mail, return receipt requested to the licensee's last known address by the department at least twenty days before the hearing.

2. Expedited procedures.

   a. Violations. Violations involving professional misconduct of a minor or technical nature may be resolved by expedited procedures as provided in paragraph b or c of this subdivision. For purposes of this subdivision, violations of a minor or technical nature shall include, but shall not be limited to, isolated instances of violations concerning professional advertising or record keeping, and other isolated violations which do not directly affect or impair the public health, welfare or safety. The board of regents shall make recommendations to the legislature on or before June first, nineteen hundred eighty-one, for the further definition of violations of a minor or technical nature. The initial instance of any violation of a minor or technical nature may be resolved by the issuance of an administrative warning pursuant to paragraph b of this subdivision. Subsequent instances of similar violations of a minor or technical nature within a period of three years may be resolved by the procedure set forth in paragraph c of this subdivision.

   b. Administrative warning. If a professional conduct officer, after consultation with a professional member of the state board, determines that there is substantial evidence of professional misconduct but that it is an initial violation of a minor or technical nature which would not justify the imposition of a more severe disciplinary penalty, the matter may be terminated by the issuance of an administrative warning. Such warnings shall be confidential and shall not constitute an adjudication of guilt or be used as evidence that the licensee is guilty of the alleged misconduct. However, in the event of a further allegation of similar misconduct by the same licensee, the matter may be reopened and further proceedings instituted as provided in this section.

   c. Determination of penalty on uncontested minor violations. If a professional conduct officer, after consultation with a professional member of the state board, determines that there is substantial evidence of a violation of a minor or technical nature, and of a nature justifying a penalty as specified in this paragraph, the department may prepare and serve charges either by personal service or by certified mail, return receipt requested. Such charges shall include a statement that unless an answer is received within twenty days denying the charges, the matter shall be referred to a violations committee consisting of five members of the state board for the profession, at least one of whom shall be a public representative for determination. The violations panel shall be appointed by the executive secretary of the state board. The licensee shall be given at least fifteen days notice of the time and place of the meeting of the violations committee and shall have the right to appear in person and by an attorney and to make a statement to the committee in mitigation or explanation of the misconduct. The department may appear and make a statement in support of its position. The violations committee may issue a censure and reprimand, and in addition, or in the alternative, may impose a fine not to exceed five hundred dollars for each specification of minor, or technical misconduct. If the fine is not paid within three months the matter may be reopened and shall be subject to the hearing and regents decision procedures of this section. The determination of the panel shall be final and shall not be subject to the regents decision procedures of this section. If an answer is filed denying the charges, the matter shall be processed as provided in subdivision three of this section.

   d. Convictions of crimes or administrative violations. In cases of professional misconduct based solely upon a violation of subdivision five of section sixty-five hundred nine of this article, the professional conduct officer may prepare and serve the charges and may refer the matter directly to a regents review committee for its review and report of its findings, determination as to guilt, and recommendation as to the measure of discipline to be imposed. In such cases the notice of hearing shall state that the licensee may file a written answer, brief, and affidavits that the licensee may appear personally before the regents review committee, may be represented by counsel, and may present evidence or sworn testimony on behalf of the licensee, and the notice may contain such other information as may be considered appropriate by the department. The department may also present evidence or sworn testimony at the hearing. A stenographic record of the hearing shall be made. Such evidence or sworn testimony offered at the meeting of the regents review committee shall be limited to evidence and testimony relating to the nature and severity of the penalty to be imposed upon the licensee. The presiding officer at the meeting of the regents review committee may, in his or her discretion, reasonably limit the numbers of witnesses whose testimony will be received and the length of time any witness will be permitted to testify. In lieu of referring the matter to the board of regents, the regents review committee may refer any such matter for further proceedings pursuant to paragraph b or c of this subdivision or subdivision three of this section.

3. Adversary proceedings. Contested disciplinary proceedings and other disciplinary proceedings not resolved pursuant to subdivision two of this section shall be tried before a hearing panel of the appropriate state board as provided in this subdivision.

a. Notice of hearing. The department shall set the time and place of the hearing and shall prepare the notice of hearing. The notice of hearing shall state (1) the time and place of the hearing, (2) that the licensee may file a written answer to the charges prior to the hearing, (3) that the licensee may appear personally at the hearing and may be represented by counsel, (4) that the licensee shall have the right to produce witnesses and evidence in his behalf, to cross-examine witnesses and examine evidence produced against him, and to issue subpoenas in accordance with the provisions of the civil practice law and rules, (5) that a stenographic record of the hearing will be made, and (6) such other information as may be considered appropriate by the department.

b. Hearing panel. The hearing shall be conducted by a panel of five or more members of the applicable state board for the profession, at least one of whom shall be a public representative. The executive secretary for the applicable state board shall appoint the panel and shall designate its chairperson. In addition to said panel members, the department shall designate an administrative officer, admitted to practice as an attorney in the state of New York, who shall have the authority to rule on all motions, procedures and other legal objections and shall draft a report for the hearing panel which shall be subject to the approval of and signature by the panel chairperson on behalf of the panel. The administrative officer shall not be entitled to a vote.

c. Conduct of hearing. The evidence in support of the charges shall be presented by an attorney for the department. The licensee shall have the rights required to be stated in the notice of hearing. The panel shall not be bound by the rules of evidence, but its determination of guilt shall be based on a preponderance of the evidence. A hearing which has been initiated shall not be discontinued because of the death or incapacity to serve of one member of the hearing panel.

d. Results of hearing. The hearing panel shall render a written report which shall include (1) findings of fact, (2) a determination of guilty or not guilty on each charge, and (3) in the event of a determination of guilty, a recommendation of the penalty to be imposed. For the panel to make a determination of guilty, a minimum of four of the voting members of the panel must vote for such a determination. A copy of the report of the hearing panel shall be transmitted to the licensee.

4. Regents decision procedures.

a. Regents review committee. The transcript and report of the hearing panel shall be reviewed at a meeting by a regents review committee appointed by the board of regents. The regents review committee shall consist of three members, at least one of whom shall be a regent.

b. Regents review committee meetings. The review shall be based on the transcript and the report of the hearing panel. the licensee may appear at the meeting, and the regents review committee may require the licensee to appear. The licensee may be represented by counsel. The department shall notify the licensee at least seven days before the meeting (1) of the time and place of the meeting, (2) of his right to appear, (3) of his right to be represented by counsel, (4) whether or not he is required to appear, and (5) of such other information as may be considered appropriate. After the meeting, the regents review committee shall transmit a written report of its review to the board of regents. In cases referred directly to the regents review committee pursuant to paragraph d of subdivision two of this section, the review shall be based upon the charges, the documentary evidence submitted by the department, and any answer, affidavits or brief the licensee may wish to submit, and any evidence or sworn testimony presented by the licensee or the department at the hearing, pursuant to the procedures described by paragraph d of subdivision two of this section.

c. Regents decision and order. The board of regents (1) shall consider the transcript, the report of the hearing panel, and the report of the regents review committee, (2) shall decide whether the licensee is guilty or not guilty on each charge, (3) shall decide what penalties, if any, to impose as prescribed in section sixty-five hundred eleven of this article, and (4) shall issue an order to carry out its decisions. Such decisions shall require the affirmative vote of a majority of the members of the board of regents. If the board of regents disagrees with the hearing panel's determination of not guilty, it shall remand the matter to the original panel for reconsideration or to a new panel for a new hearing. The panel's determination of not guilty on reconsideration or a new hearing shall be final. The order shall be served upon the licensee personally or by certified mail to the licensee's last known address and such service shall be effective as of the date of the personal service or five days after mailing by certified mail. The licensee shall deliver to the department the license and registration certificate which has been revoked, annulled, suspended, or surrendered within five days after the effective date of the service of the order. If the license or registration certificate is lost, misplaced or its whereabouts is otherwise unknown, the licensee shall submit an affidavit to that effect, and shall deliver such license or certificate to the department when located.

5. Court review procedures. The decisions of the board of regents may be reviewed pursuant to the proceedings under article seventy-eight of the civil practice law and rules. Such proceedings shall be returnable before the appellate division of the third judicial department, and such decisions shall not be stayed or enjoined except upon application to such appellate division after notice to the department and to the attorney general and upon a showing that the petitioner has a substantial likelihood of success.

6. The provisions of subdivisions one through four of this section shall not be applicable to proceedings in cases of professional misconduct involving the medical profession, except as provided in paragraph m of subdivision ten of section two hundred thirty of the public health law.

7. Notwithstanding any other provisions of the law, persons who assist the department as consultants or expert witnesses in the investigation or prosecution of alleged professional misconduct, licensure matters, restoration proceedings, or criminal prosecutions for unauthorized practice, shall not be liable for damages in any civil action or proceeding as a result of such assistance, except upon proof of actual malice. The attorney general shall defend such persons in any such action or proceeding, in accordance with section seventeen of the public officers law.

8. The files of the department relating to the investigation of possible instances of professional misconduct, or the unlawful practice of any profession licensed by the board of regents, or the unlawful use of a professional title or the moral fitness of an applicant for a professional license or permit, shall be confidential and not subject to disclosure at the request of any person, except upon the order of a court in a pending action or proceeding. The provisions of this subdivision shall not apply to documents introduced in evidence at a hearing held pursuant to this chapter and shall not prevent the department from sharing information concerning investigations with other duly authorized public agencies responsible for professional regulation or criminal prosecution.

§6510-a. Proceedings in cases of professional misconduct involving the medical profession

1. Prehearing procedures, hearing procedures and summary action procedures. Prehearing procedures, hearing procedures and summary action procedures in cases of professional misconduct involving the medical profession shall be conducted pursuant to the provisions of Title II-A of article two of the public health law.

2. Regents decision and order. Within sixty days of the transfer of a case of professional misconduct involving the medical profession by the commissioner of health pursuant to section two hundred thirty of the public health law, the board of regents (a) shall consider the transcript, exhibits and other evidence, if any, the findings, conclusions and recommendation of the committee on professional misconduct and the recommendation of the commissioner of health, (b) shall decide whether the licensee is guilty or not guilty on each charge, (c) shall decide what penalties, if any, to impose as prescribed in section sixty-five hundred eleven of this article, and (d) shall issue an order to carry out its decisions. Such decisions shall require the affirmative vote of a majority of the members of the board.

3. Time limitations.

   a. No failure to comply with a provision of this section requiring that a specified action shall be taken within a specified period of time shall affect the validity of the action taken.

   b. The time limitations specified in this section for the completion of specified actions may be extended, upon application of a licensee or his attorney, for good cause shown, upon application made prior to the expiration of such time limitations.

4. Court review procedures. The decisions of the board of regents may be reviewed pursuant to the proceedings under article seventy-eight of the civil practice law and rules. Such proceedings shall be returnable before the appellate division of the third judicial department, and

such decisions shall not be stayed or enjoined except upon application to such appellate division after notice to the attorney general.

§6510-b. Temporary surrender of licenses during treatment for drug or alcohol abuse

1. The license and registration of a licensee who may be temporarily incapacitated for the active practice of a profession licensed pursuant to title eight of this chapter, except professionals licensed pursuant to article one hundred thirty-one or article one hundred thirty-one-b thereof, and whose alleged incapacity is the result of a problem of drug or alcohol abuse which has not resulted in harm to a patient or client, may be voluntarily surrendered to the department, which may accept and hold such license during the period of such alleged incapacity or the department may accept the surrender of such license after agreement to conditions to be met prior to the restoration of the license. The department shall give written notification of such surrender to the licensing authorities of any other state or country in which the licensee is authorized to practice. In addition to the foregoing, the department shall also give written notification of such surrender, for professionals licensed pursuant to articles one hundred thirty-two, one hundred thirty-three, one hundred thirty-five, one hundred thirty-seven, one hundred thirty-nine and one hundred forty-one of this chapter to the commissioner of health or his designee, and where appropriate to each hospital at which the professional has privileges, is affiliated, or is employed. The licensee whose license is so surrendered shall notify all persons who request professional services that he or she has temporarily withdrawn from the practice of the profession. The department may provide for similar notification of patients or clients and of other interested parties, as appropriate under the circumstances of the professional practice and responsibilities of the licensee. The licensure status of such licensee shall be "inactive" and he or she shall not be authorized to practice the profession and shall refrain from practice in this state or in any other state or country. The voluntary surrender shall not be deemed to be an admission of disability or of professional misconduct, and shall not be used as evidence of a violation of subdivision three or four of section sixty-five hundred nine of this chapter, unless the licensee practices while the license is "inactive"; and any such practice shall constitute a violation of subdivision eight of said section. The surrender of a license under this subdivision shall not bar any disciplinary action except action based solely upon the provisions of subdivision three or four of section sixty-five hundred nine of this chapter, and only if no harm to a patient has resulted; and shall not bar any civil or criminal action or proceeding which might be brought without regard to such surrender. A surrendered license shall be restored upon a showing to the satisfaction of the department that the licensee is not incapacitated for the active practice of the profession, provided that the department may, by order of the commissioner, impose reasonable conditions on the licensee, if it determines that because of the nature and extent of the licensee's former incapacity, such conditions are necessary to protect the health, safety and welfare of the public. Prompt written notification of such restoration shall be given to all licensing bodies which were notified of the temporary surrender of the license.

2. There shall be appointed within the department, by the board of regents, a committee on drug and alcohol abuse, which shall advise the board of regents on matters relating to practice by professional licensees with drug or alcohol abuse problems, and which shall administer the provisions of this section. The board of regents shall determine the size, composition, and terms of office of such committee, a majority of the members of which shall be persons with expertise in problems of drug or alcohol abuse. The committee shall recommend to the board of regents such rules as are necessary to carry out the purposes of this section, including but not limited to procedures for the submission of applications for the surrender of a license and for the referral of cases for investigation or prosecution pursuant to section sixty-five hundred ten of this chapter if a licensee fails to comply with the conditions of an approved program of treatment. There shall be an executive secretary appointed by the board of regents to assist the committee. Determinations by the committee relating to licensees shall be made by panels of at least three members of the committee designated by the executive secretary, who shall also designate a member of the state board for the licensee's profession as an ex-officio non-voting member of each panel.

3. Application for the surrender of a license pursuant to this section shall be submitted to the committee, and shall identify a proposed treatment or rehabilitation program, and shall include a consent to the release of all information concerning the licensee's treatment to the committee. All information concerning an application, other than the fact of the surrender of the license and the participation in the program and the successful completion or failure of or withdrawal from the program, shall be strictly confidential, and may not be released by the committee to any person or body without the consent of the licensee. The immunity from disciplinary action conferred by this section shall be condi-

tioned upon the approval of the treatment or rehabilitation program by the committee and its successful completion by the applicant and the elimination of the incapacity to practice. Approval of a treatment or rehabilitation program by the committee shall not constitute a representation as to the probability of success of the program or any assumption of financial responsibility for its costs.

4. The immunity from disciplinary action conferred by this section may be revoked by the committee upon a finding that the licensee has failed to successfully complete the program or that the incapacity to practice has not been eliminated. Such revocation shall be made only after notice and an opportunity to be heard, but no adjudicatory hearing shall be required. The matter shall be referred for appropriate proceedings pursuant to section sixty-five hundred ten of this chapter. The license must be returned unless charges are served pursuant to section sixty-five hundred ten within thirty days after the revocation of the approval of the special treatment afforded by this section.

5. The commissioner is authorized to adopt regulations to carry out the purposes of this section, including but not limited to the notice of temporary inactive status to be required in different professions and practice situations and the measures required upon temporary withdrawal from practice.

6. No individual who serves as a member of a committee whose purpose is to confront and refer either to treatment or to the department licensees who are thought to be suffering from alcoholism or drug abuse shall be liable for damages to any person for any action taken by such individual provided such action was taken without malice and within the scope of such individual's function as a member of such committee, and provided further that such committee has been established by and functions under the auspices of an association or society of professionals authorized to practice under this title.

§6511. Penalties for professional misconduct

The penalties which may be imposed by the board of regents on a present or former licensee found guilty of professional misconduct (under the definitions and proceedings prescribed in sections sixty-five hundred nine, sixty-five hundred ten and sixty-five hundred ten-a of this article) are: (1) censure and reprimand, (2) suspension of license, (a) wholly, for a fixed period of time; (b) partially, until the licensee successfully completes a course of retraining in the area to which the suspension applies; (c) wholly, until the licensee successfully completes a course of therapy or treatment prescribed by the regents; (3) revocation of license, (4) annulment of license or registration, (5) limitation on registration or issuance of any further license, (6) a fine not to exceed ten thousand dollars, upon each specification of charges of which the respondent is determined to be guilty, (7) a requirement that a licensee pursue a course of education or training, and (8) a requirement that a licensee perform up to one hundred hours of public service, in a manner and at a time and place as directed by the board. The board of regents may stay such penalties in whole or in part, may place the licensee on probation and may restore a license which has been revoked. Any fine imposed pursuant to this section or pursuant to subdivision two of section sixty-five hundred ten of this article may be sued for and recovered in the name of the people of the state of New York in an action brought by the attorney general. In such action the findings and determination of the board of regents or of the violations committee shall be admissible evidence and shall be conclusive proof of the violation and the penalty assessed.

§6511–a. Probation for professional misconduct involving physicians, physician's assistants and specialists' assistants.

The order of the board of regents imposing probation in professional misconduct cases involving physicians, physician's assistants and specialists' assistants may include (a) a review of the professional performance of the licensee by randomly selecting office records, patient records and hospital charts, (b) quarterly visits by the licensee to a member of the state board for professional medical conduct or an employee of the office of professional medical conduct, (c) appointing another physician to monitor the licensee's practice, (d) auditing of the licensee's billings for services rendered during probation, (e) requiring the licensee to submit on a random basis to tests for the presence of alcohol or drugs, (f) requiring the licensee to obtain additional training prior to completion of the probation, (g) requiring the licensee to work in a supervised setting, and (h) such additional requirements as may be specified by the board of regents pursuant to regulation. The decision and order of the board of regents placing a licensee on probation shall set forth the specific terms and conditions of the probation. The commissioner of health is authorized to monitor physicians, physician's assistants and specialists' assistants who have been placed on probation pursuant to an order of the board of regents. If the board of regents determines a licensee has violated any term or condition of probation, they may impose any additional penalty authorized pursuant to section sixty-five hundred eleven of this article.

SUBARTICLE 4. UNAUTHORIZED ACTS

§6512. Unauthorized practice a crime

1. Anyone not authorized to practice under this title who practices or offers to practice or holds himself out as being able to practice in any profession in which a license is a prerequisite to the practice of the acts, or who practices any profession as an exempt person during the time when his professional license is suspended, revoked or annulled, or who aids or abets an unlicensed person to practice a profession, or who fraudulently sells, files, furnishes, obtains, or who attempts fraudulently to sell, file, furnish or obtain any diploma, license, record or permit purporting to authorize the practice of a profession, shall be guilty of a class E felony.

2. Anyone who knowingly aids or abets three or more unlicensed persons to practice a profession or employs or holds such unlicensed persons out as being able to practice in any profession in which a license is a prerequisite to the practice of the acts, or who knowingly aids or abets three or more persons to practice any profession as exempt persons during the time when the professional licenses of such persons are suspended, revoked or annulled, shall be guilty of a class E felony.

§6513. Unauthorized use of a professional title a crime

1. Anyone not authorized to use a professional title regulated by this title, and who uses such professional title, shall be guilty of a class A misdemeanor.

2. Anyone who knowingly aids or abets three or more persons not authorized to use a professional title regulated by this title, to use such professional title, or knowingly employs three or more persons not authorized to use a professional title regulated by this title, who use such professional title in the course of such employment, shall be guilty of a class E felony.

§6514. Criminal proceedings

1. All alleged violations of sections sixty-five hundred twelve or sixty-five hundred thirteen of this article shall be reported to the department which shall cause an investigation to be instituted. If the investigation substantiates that violations exist, such violations shall be reported to the attorney general with a request for prosecution.

2. The attorney general shall prosecute such alleged offenses in the name of the state, provided, however, in the event of alleged violations of article one hundred fifty-five of this title occurring in cities with a population of one million or more, a district attorney may prosecute such alleged offenses in the name of the state provided, however, that any district attorney may prosecute such offenses where they are incidental to a criminal prosecution instituted by him under other statutes.

3. All criminal courts having jurisdiction over misdemeanors are hereby empowered to hear, try and determine alleged violations under this title, which constitute misdemeanors, without indictment and to impose applicable punishment of fines or imprisonments or both. It shall be necessary to prove in any prosecution under this title only a single prohibited act or a single holding out without proving a general course of conduct.

4. A proceeding before a committee on professional conduct shall not be deemed.to be a criminal proceeding within the meaning of this section.

§6515. Restraint of unlawful acts

Where a violation of this title is alleged to have occurred, the attorney general or, in the event of alleged violations of article one hundred fifty-five of this title occurring in cities having a population of one million or more, the corporation counsel may apply to the supreme court within the judicial district in which such violation is alleged to have occurred for an order enjoining or restraining commission or continuance of the unlawful acts complained of. The court shall have jurisdiction of the proceedings and shall have power to grant such temporary relief or restraining order as it deems just and proper. In any such proceeding it shall be necessary to allege or prove that an adequate remedy at law does not exist or that irreparable damage would result if such order were not granted. The remedy provided in this section shall be in addition to any other remedy provided by law or to the proceedings commenced against a licensee under this title.

ARTICLE 133
DENTISTRY AND DENTAL HYGIENE

Section 6600. Introduction.
6601. Definition of practice of dentistry.
6602. Practice of dentistry and use of title "dentist".
6603. State board for dentistry.
6604. Requirements for a license as a dentist.
6605. Limited permits.
6605a. Dental anesthesia certificate.
6606. Definition of practice of dental hygiene.
6607. Practice of dental hygiene and use of title "dental hygienist".
6609. Requirements for a license as a dental hygienist.
6610. Exempt persons.
6611. Special provisions.
6612. Identification of removable full or partial prosthetic devices.

§6600. Introduction. This article applies to the professions of dentistry and dental hygiene. The general provisions for all professions contained in article one hundred thirty of this title apply to this article.

§6601. Definition of practice of dentistry. The practice of the profession of dentistry is defined as diagnosing, treating, operating, or prescribing for any disease, pain, injury, deficiency, deformity, or physical condition of the human mouth, including the teeth, alveolar process, gums, or jaws, and adjacent tissues; or except by the use of impressions or casts made by a licensed dentist and on his written dental laboratory prescription, furnishing, supplying, constructing, reproducing, or repairing prosthetic dentures, bridges, appliances or other structures to be used and worn as substitutes for natural teeth, or, in the treatment of abnormal conditions of the teeth or jaws or adjacent tissues; or, placing such devices in the mouth or adjusting the same. The practice of dentistry may include performing physical evaluations in conjunction with the provision of dental treatment.

§6602. Practice of dentistry and use of title "dentist". Only a person licensed or otherwise authorized to practice under this article shall practice dentistry or use the title "dentist".

§6603. State board for dentistry. A state board for dentistry shall be appointed by the board of regents on recommendation of the commissioner for the purpose of assisting the board of regents and the department on matters of professional licensing and professional conduct in accordance with section sixty-five hundred eight of this title. The board shall be composed of not less than thirteen dentists licensed in this state for at least five years and two dental hygienist licensed in this state for at least five years. An executive secretary to the board shall be appointed by the board of regents on recommendation of the commissioner and shall be a dentist licensed in this state.

§6604. Requirements for a license as a dentist. To qualify for a license as a dentist, an applicant shall fulfill the following requirements:

(1) Application: file an application with the department;

(2) Education: have received an education, including a doctoral degree in dentistry, in accordance with the commissioner's regulations;

(3) Experience: have experience satisfactory to the board and in accordance with the commissioner's regulations;

(4) Examination: Pass an examination satisfactory to the board and in accordance with the commissioner's regulations;

(5) Age: be at least twenty-one years of age;

(6) Citizenship or immigration status: be a United States citizen or an alien lawfully admitted for permanent residence in the United States;

(7) Character: be of good moral character as determined by the department; and

(8) Fees: pay a fee of two hundred twenty dollars to the department for admission to a department conducted examination and for an initial license, a fee of one hundred fifteen dollars for each reexamination, a fee of one hundred thirty-five dollars for an initial license for persons not requiring admission to a department conducted examination, and a fee of two hundred ten dollars for each triennial registration period.

§6605. Limited permits. 1. On recommendation of the board, the department may issue a limited permit to a graduate of a dental college who meets the educational qualifications for admission to the licensing examination in dentistry for employment in a hospital or dental facility approved by an appropriate agency, while under the direction or supervision of a licensed dentist. No such permit shall be issued or renewed unless such graduate has a bona fide offer of a position in such a hospital or dental facility.

2. On recommendation of the board, the department may issue a limited permit for instructing in dentistry to a dentist not licensed under this article to be employed by a registered school of dentistry or dental hygiene to instruct and supervise clinical dentistry or dental hygiene for students in such a registered school in the state, and in so doing to practice dentistry as defined in this article, but only on the premises of such registered school or such other premises as may be used for instruction in the program of education conducted by such institution. No person shall be permitted or authorized to instruct and supervise clinical dentistry for students unless such person is licensed in this state or holds the foregoing limited permit for instructing in dentistry.

3. The holder of limited permit under this section may practice dentistry, as defined in this article, but only in the performance of duties required by the position for which the limited permit is issued. Nothing in this section shall be construed to authorize such unlicensed dentist to engage in the private practice of dentistry.

4. A limited permit under this section shall be valid for one year or until ten days after notification of denial of an application for license or of failure on the licensing examination, whichever shall first occur. A limited permit which has not expired may be renewed for one year, except if the applicant is serving in a residency program in a hospital or school of dentistry in this state. A limited permit may be renewed annually for the duration of such residency program. The fee for each limited permit and for each renewal shall be ninety dollars.

§6605 – a. Dental anesthesia certificate. 1. A licensed dentist shall not employ general anesthesia or parenteral sedation in the practice of dentistry, at any location other than a general hospital, without a dental anesthesia certificate issued by the department.

2. The commissioner shall promulgate regulations, establishing standards and procedures for the issuance of certificates. Such standards shall require completion of an educational program and/or course of training or experience sufficient to ensure that a dentist is specifically trained in the use and administration of general anesthesia or parenteral sedation and in the possible effects of such use, and in the recognition of and response to possible emergency situations. Such regulations may also establish standards and safeguards for the use of general anesthesia or parenteral sedation.

3. The fee for a dental anesthesia certificate shall be one hundred dollars and shall be paid on a triennial basis upon renewal of such certificate. A certificate may be suspended or revoked in the same manner as a license to practice dentistry.

§6606. Definition of practice of dental hygiene. 1. The practice of the profession of dental hygiene is defined as the performance of dental services which shall include removing calcareous deposits, accretions and stains from the exposed surfaces of the teeth which begin at the epithelial attachment and applying topical agents indicated for a complete dental prophylaxis, removing cement, placing or removing rubber dam, removing sutures, placing matrix band, providing patient education, applying topical medication, placing and exposing X-ray films, performing topical fluoride applications and topical anesthetic applications, polishing teeth, taking medical history, charting caries, taking impressions for study casts, placing and removing temporary restorations, and any other function in the definition of the practice of dentistry as may be delegated by a licensed dentist in accordance with regulation promulgated by the commissioner. The practice of dental hygiene may be conducted in the office of any licensed dentist or in any appropriately equipped school or public institution but must be done under the supervision of a licensed dentist.

2. The commissioner shall promulgate regulations defining the functions a dental hygienist may perform that are consistent with the training and qualifications for a license as a dental hygienist.

§6607. Practice of dental hygiene and use of title "dental hygienist". Only a person licensed under section sixty-six hundred nine of this article or exempt shall practice dental hygiene or use the title "dental hygienist".

§6609. Requirements for a license as a dental hygienist. To qualify for a license as a dental hygienist, an applicant shall fulfill the following requirements:

(1) Application: file an application with the department;

(2) Education: have received an education, including high school graduation and completion of a program in dental hygiene, in accordance with the commissioner's regulations;

(3) Experience: have experience satisfactory to the board and in accordance with the commissioner's regulations;

(4) Examination: pass an examination satisfactory to the board and in accordance with the commissioner's regulations;

(5) Age: be at least seventeen years of age;

(6) Citizenship or immigration status: be a United States citizen or an alien lawfully admitted for permanent residence in the United States;

(7) Character: be of good moral character as determined by the department; and

(8) Fees: pay a fee of one hundred fifteen dollars to the department for admission to a department conducted examination and for an initial license, a fee of fifty dollars for each reexamination, a fee of seventy dollars for an initial license for persons not requiring admission to a department conducted examination, and a fee of fifty dollars for each triennial registration period.

§6610. Exempt persons. Nothing in this article shall be construed to affect or prevent:

1. An unlicensed person from performing solely mechanical work upon inert matter in a dental office or on a dental laboratory prescription of a dentist holding a license or limited permit;

2. A student from engaging in clinical practice as part of a registered program operated by a school of dentistry under supervision of a dentist holding a license or limited permit for instructing in dentistry in a school of dentistry;

3. A student from engaging in any procedure authorized under section sixty-six hundred six of this article in clinical practice as part of a registered program in dental hygiene under supervision of a dentist holding a license or a limited permit for instructing in dentistry in a school of dental hygiene;

4. An employee of a federal agency from using the title of and practicing as a dentist or dental hygienist insofar as such activities are required by his salaried position;

5. A dentist or a dental hygienist licensed in some other state or country from making a teaching clinical demonstration before a regularly organized dental or medical society or group, or from meeting licensed dentists in this state for consultation, provided such activities are limited to such demonstration or consultation.

6. A dentist licensed in another state or country who is employed on a full-time basis by a registered dental school as a faculty member with the rank of assistant professor or higher from conducting research and clinical demonstrations as a part of such employment, under the supervision of a licensed dentist and on the premises of the school. No fee may be charged for the practice of dentistry authorized by this subdivision.

§6611. Special provisions. 1. A dental laboratory prescription shall be made out in duplicate. It shall contain such data as may be prescribed by the commissioner's regulations. One copy shall be retained by the practitioner of dentistry for a period of one year. The other copy shall be issued to the person, firm or corporation engaged in filling dental laboratory prescriptions, who or which shall each retain and file in their respective offices or places of business their respective copies for a period of one year.

2. The department is empowered to inspect and to have access to all places, including the office or offices of a licensed dentist, where copies of dental laboratory prescriptions issued by him are retained as required by this section, and to all places where dental laboratory prescriptions are filled or to any workroom or workrooms in which prosthetic restorations, prosthetic dentures, bridges, orthodontic or other appliances or structures to be used as substitutes for natural teeth or tissue or for the correction of malocclusion or deformities are made, repaired or altered, with power to subpoena and examine records of dental laboratory prescriptions. A person who fails to grant access to such places or who fails to maintain prescriptions as required by this section shall be guilty of a class A misdemeanor.

3. The department may arrange for the conduct of clinical examinations in the clinic of any school of dentistry or dental hygiene within or outside the state for dental or dental hygiene candidates.

4. A not-for-profit dental or medical expense indemnity corporation or hospital service corporation organized under the insurance law or pursuant to special legislation may enter into contracts with dentists or partnerships of dentists to provide dental care on its behalf for persons insured under its contracts or policies.

5. Legally incorporated dental corporations existing and in operation prior to January first, nineteen hundred sixteen, may continue to operate through licensed dentists while conforming to the provisions of this title. Any such corporation which shall be dissolved or cease to exist or operate for any reason whatsoever shall not be permitted to resume operations. No such corporation shall change its name or sell its franchise or transfer its corporate rights directly or indirectly, by transfer of capital stock control or otherwise, to any person or to another corporation without permission from the department, and any corporation so changing its name or so transferring its franchise or corporate rights without such permission

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shall be deemed to have forfeited its rights to exist and may be dissolved by an action brought by the attorney general.

6. Notwithstanding any inconsistent provision of any general, special or local law, any licensed dentist who voluntarily and without the expectation of monetary compensation renders first aid or emergency treatment at the scene of an accident or other emergency, outside of a hospital or any other place having proper and necessary medical equipment, to a person who is unconscious, ill or injured shall not be liable for damages for injuries alleged to have been sustained by such person or for damages for the death of such person alleged to have occurred by reason of an act or omission in rendering of such first aid or emergency treatment unless it is established that such injuries were or such death was caused by gross negligence on the part of such dentist. Nothing in this subdivision shall be deemed or construed to relieve a licensed dentist from liability for damages for injuries or death caused by an act or omission on the part of a dentist while rendering professional services in the normal and ordinary course of practice.

7. Any dentist or dental hygienist, who in the performance of dental services, x-rays the mouth or teeth of a patient shall during the performance of such x-rays shield the torso area of such patient including but not limited to the gonads and other reproductive organs with a lead apron or other similar protective garment or device.

8. An unlicensed person may provide supportive services to a dentist incidental to and concurrent with such dentist personally performing a service or procedure. Nothing in this subdivision shall be construed to allow an unlicensed person to provide any service which constitutes the practice of dentistry or dental hygiene as defined in this article.

§6612. Identification of removable full or partial prosthetic devices. 1. Except as provided herein, every dentist licensed in this state making or directing to be made a removable prosthetic denture, bridge, appliance or other structure to be used and worn as a substitute for natural teeth, shall offer to the patient for whom the prosthesis is intended the opportunity to have such prosthesis marked with the patient's name or initials. Such markings shall be accomplished at the time the prosthesis is made and the location and methods used to apply or implant them shall be determined by the dentist or the person acting on behalf of the dentist. Such marking shall be permanent, legible and cosmetically acceptable.

2. Notwithstanding the foregoing, if in the judgment of the dentist or the person making the prosthesis, such identification is not practicable or clinically safe, the identification marks may be omitted entirely.

3. The commissioner shall adopt rules and regulations and provide standards necessary to carry out the provisions of this section.

THE REGULATIONS OF THE COMMISSIONER OF EDUCATION
PART 52.8
DENTISTRY
REGISTRATION OF CURRICULA

§52.8 Dentistry. Admission requirements to a college of dentistry shall include the following preprofessional education: 60 semester hours of college study including courses in general chemistry, organic chemistry, biology or zoology, and physics.

PART 52.9
DENTISTRY HYGIENE
REGISTRATION OF CURRICULA

§52.9 Dental Hygiene. Admission requirements shall include successful completion of an approved four-year course of study in an approved secondary school.

PART 59
GENERAL PROVISIONS

Section 59.1 Applicability. (a) As used in this Subchapter, license shall mean a permanent authorization, issued pursuant to Title VIII of the Education Law, to practice a profession or to use a professional title.

(b) The provisions of this Part shall apply to admission to the licensing examination and to the issuance of licenses in each of the professions supervised by the Board of Regents except as may otherwise be provided in this Subchapter with respect to specific professions.

59.2 Education requirements. (a) An applicant for a professional license shall satisfy all education requirements before being admitted to a professional licensing examination, except that the Committee on the Professions may accept professional examinations grades earned in another state or jurisdiction of the United States prior to completion of professional education if the applicant was licensed in that jurisdiction on the basis of said examination and both the grades and the examination satisfy requirements in this State. Education requirements for a professional license shall include any preprofessional education or experience required as a prerequisite for admission to a registered program of professional education. The department, in its discretion, may accept in satisfaction of a professional education requirement the completion of an approved or registered program or a program accredited by a professional accreditation organization acceptable to the department. The department, in its discretion, may also accept graduation by a transfer student from such a program provided such student has completed not less than the final year of professional education in such program subsequent to the date of approval, registration or accreditation of the program and approval of the accrediting organization by the department. The department may accept graduation by a transfer student from an unaccredited program of professional education provided such student satisfies the educational requirements of statute and regulation in accordance with this Part and as otherwise provided in this Subchapter with respect to the specific profession and futher provided that such student completes not less than the final year in the unaccredited program to which he has transferred.

(b) Education and experience required for the issuance of a license or limited permit shall have been performed in accordance with all requirements of the jurisdiction in which it took place. The department may require contemporaneous evidence of the education and/or experience required for the issuance of a license or limited permit.

59.3 English proficiency requirement. An applicant for licensure whose application is based upon credit granted for the completion of courses of study in a country where English is not the principal language spoken shall demonstrate proficiency in English by passing an examination in English proficiency acceptable to the department or by passing a licensing examination acceptable to the department given in English.

59.4 Citizenship or immigration status requirements. In those professions where citizenship or immigration status is required for licensure, an applicant shall submit evidence satisfactory to the department of compliance with such requirement.

59.5 Professional examinations. (a) The department may develop its own examinations or may select in whole or in part examinations developed or administered by other organizations. Unless specifically authorized by the department, no examination shall be deemed acceptable which has been used in its entirety during the five years previous to the current administration.

(b) Applications for admission to a licensing examination including all required fees shall be completed and filed not less than 60 days prior to the examination. When the department finds that the application is complete and that the requirements for admission to an examination have been met, it will issue to the applicant an admission card which will include the date, time and place of the examination and entitle the applicant to admission thereto. If an application is denied or withdrawn in a timely manner, an applicant may obtain a refund of the first registration fee and a partial refund not exceeding fifty percent of the licensing fee. A request for such a refund shall be made in writing. Re-application after receipt of a refund may be accepted only upon payment in full of all fees specified.

(c) For the purpose of identification for admission to the examination, the applicant shall present the current admission card with a photograph attached and, at the conclusion of the examination, return the card to the department representative conducting the examination. A candidate shall permit fingerprints to be taken during each part of an examination.

(d) Licensing examinations shall be held at times and places determined by the commissioner and conducted under the following conditions. Any candidate violating such conditions may be dismissed from the examination by the department representative, and the examination paper of such candidate shall be deemed a failure. At the discretion of the department, such candidate may be denied admission to subsequent licensing examinations.

(1) No candidate shall enter any examination more than 45 minutes after the scheduled admission time, nor shall any candidate leave the examination until 60 minutes have elapsed from the scheduled admission time. No candidate shall leave a department administered practical or clinical examination until dismissed by the chief examiner.

(2) Compensatory time may be granted candidates arriving late for an examination, at the discretion of the department.

(3) A candidate shall not obtain unauthorized possession of examination materials.

(4) During the examination, no candidate shall give or receive help, or communicate with any other candidate in any way, except upon the express permission of the department representative.

(5) A candidate shall bring into the examination room only such books and other materials as are indicated on the admission card and permitted by the department.

(6) A candidate shall not remove from the examination room any of the materials provided for an examination, and shall not reproduce or reconstruct any portion of the examination or answer paper, or aid in such reproduction or reconstruction by any means, unless authorized by the department. Such materials include examination booklets, individual examination questions, answer sheets or score sheets, instructions and any reference tables or papers which were provided by the department and which may have been used in the course of the examination.

(e) Papers will be scored and candidates notified of success or failure by the department or its designee. If the candidate has failed, the department will advise when and on what basis the candidate may be reexamined.

(f) The passing score in each component of each part of the licensing examination shall be determined as provided by law and shall be computed without rounding. Unless otherwise provided in the regulations pertaining to a specific profession, a candidate may retain credit for examination parts passed for a period not to exceed five years from the examination date. A candidate who is reexamined in a part already passed shall not retain credit for such part from earlier examinations. In those professions which use national or regional examinations, this subdivision shall apply whether or not the examination is taken in the State of New York.

(g) In those professions where reviews of examination papers are permitted, candidates will be allowed to review only those parts of the examination which they failed with a score of 65 or higher, except in those professions which permit candidates to pass on average. A request for review of an examination paper or score may be made in writing to the executive secretary of the appropriate state board not later than 30 days after examination grades are released by the department. Such request shall include detailed reasons justifying the review requested. A candidate shall not remove from the reviewing site any of the materials provided for the review of an examination given previously, and shall not reproduce or reconstruct any portion of the examination or the answer paper, or aid in such reproduction or reconstruction by any means, unless authorized by the department. No one other than the candidate will be permitted access to examination materials. Where examinations are offered under contract with testing agencies, reviews shall be consistent with these contracts, where applicable. All reviews shall be conducted at sites selected and supervised by the department or an authorized testing agency.

(h) After July 1, 1984, an applicant who has been admitted to a professional licensing examination conducted by the department and subsequently fails to appear for such an examination twice shall forfeit any remaining fee credits for that examination. The applicant, upon subsequently applying for readmission to that examination, shall pay all required admission fees.

59.6 License by endorsement. An applicant for endorsement of a license issued by another jurisdiction shall establish that the applicant:

(a) meets all requirements of section 6506 (6) of the Education Law;

(b) has had satisfactory professional experience of at least two years following initial licensure, unless a different period is provided in the regulations pertaining to a particular profession;

(c) has not attempted unsuccessfully a licensing examination used by the State of New York either prior to or after making application for licensure by endorsement, unless such applicant has later passed a comparable licensing examination.

59.7 Licenses and initial registrations. When the candidate fulfills all requirements for licensure, the department shall issue a first registration certificate and a license. The first registration shall be for the remainder of the applicable registration period, except that those persons initially licensed during the last four months of a registration period shall be registered for the succeeding registration period without an additional fee.

59.8 Registration for professional practice. (a) Each licensee shall be responsible for registering with the department. Failure to register shall subject the practitioner to the late fee set forth in section 6502 (3) of the Education Law. Any practitioner who willfully refuses to register shall be subject to the penalties set forth in section 6511 of such law.

(b) A licensee not practicing or using a restricted title in New York State or an individual practicing only in a setting which is exempt from licensure in accordance with law may allow registration to lapse without being subject to the late fee set forth in section 6502 of the Education Law, by notifying the department of their cessation of practice or exemption in the state. At such time as the licensee may choose to resume practice or enter practice in a non-exempt setting in New York State, a registration certificate may be issued upon the filing of a proper application and the payment of the required registration fee.

(c) Registration certificates shall be conspicuously displayed by each licensee in each office in which the profession is practiced. In instances where licensees regularly practice at more than one professional office, registration certificates shall be obtained for each office bearing the licensee's name and the exact address of each such office upon making proper application to the department and submitting a fee. Where practice is carried on in other than individual offices, each licensee shall have a current registration certificate available for inspection at all times.

(d) Beginning dates for two-year (biennial) registration periods for each profession shall be as follows:

Professions	**Beginning Dates**
Professional Engineering, Land Surveying, Massage	11/1/80
Acupuncture, Medicine, Pharmacy, Physical Therapy, Physical Therapist Assistant	1/1/81
Registered Professional Nursing	9/1/81
Chiropractic, Veterinary Medicine, Animal Health Technology, Physician's Assistant, Specialist's Assistant	1/1/82
Social Work	3/1/82
Occupational Therapy, Speech-Language Pathology, Audiology	4/1/82
Dentistry, Dental Hygiene	5/1/82
Optometry, Ophthalmic Dispensing, Certified Shorthand Reporting	7/1/82
Licensed Practical Nursing, Architecture, Landscape Architecture, Certified Public Accountant, Public Accountancy	9/1/82
Psychology	5/1/83
Podiatry	9/1/83
Occupational Therapy Assistant	11/1/83

(e) Beginning dates for new three-year (triennial) registration periods shall be as follows:

Professions	**Beginning Dates**
Professional Engineering, Land Surveying, Massage	11/1/82
Acupuncture, Medicine, Pharmacy, Physical Therapy, Physical Therapist Assistant	1/1/83
Registered Professional Nursing	9/1/83

Chiropractic, Veterinary Medicine, Animal Health Technology, Physician's Assistant, Specialist's Assistant	1/1/84
Social Work	3/1/84
Occupational Therapy, Speech-Language Pathology, Audiology	4/1/84
Dentistry, Dental Hygiene	5/1/84
Optometry, Ophthalmic Dispensing, Certified Shorthand Reporting	7/1/84
Licensed Practical Nursing, Architecture, Landscape Architecture, Certified Public Accountant, Public Accountancy	9/1/84
Psychology	5/1/85
Podiatry	9/1/85
Occupational Therapy Assistant	11/1/85

(f) Each professional practitioner shall notify the department of any change of name or address in writing not later than 30 days after such change.

59.9 Special service fees. The department will charge the following fees for special services not otherwise provided by Education Law:

(a) for the issuance of a trainee permit in ophthalmic dispensing, $15;

(b) for certification of completion of pharmacy internship, $10;

(c) for admission to the fundamantel theory section of the technical examination in landscape architecture, $50 and for each subsequent reexamination, $50, the remainder of the fee set forth in Section 7324 of the Education Law to be paid prior to admission to the remainder of the examination;

(d) for certification of licensure or examination grades to another jurisdiction, $20;

(e) for certification in acupuncture of a licensed physician or dentist, $50;

(f) for the issuance of an additional registration certificate, $5;

(g) for the issuance of a letter of eligibility to undertake clinical clerkships, $30;

(h) for the issuance of a Medical Sciences Knowledge Profile (MSKP) or satisfactory equivalent examination certificate to undertake clinical clerkships, $20; and

(i) certification of the rescoring or review by the department of an examination conducted by the department, $20.

59.10 Professional service corporations. (a) Applications to the State Education Department for the issuance of a certificate pursuant to Business Corporation Law section 1503 (b) (ii) shall be made by submitting to the department a fully executed certificate of incorporation which complies with the provisions of such section and of section 1512 of such law, and which sets forth or has annexed to it an affidavit of one of the original officers, directors or shareholders of the corporation setting forth the name of each individual who is to be one of the original shareholders, directors or officers of the corporation.

(b) If the name of a proposed professional service corporation contains the name of a deceased person, the certificate of incorporation, when submitted to the department for the issuance of a certificate pursuant to Business Corporation Law section 1503 (b) (ii) shall be accompanied by an affidavit of one of the subscribers to the certificate of incorporation establishing compliance with the provisions of Business Corporation Law section 1512 (a) (2).

(c) A certificate pursuant to Business Corporation Law section 1503 (b) (ii) may be issued when:

(1) the proposed name of the corporation appropriately describes the profession practiced and the services to be provided;

(2) if the proposed name of the corporation includes a reference to a specialized area of professional practice, satisfactory evidence is submitted of compliance with any provision of Part 29 of the Rules of the Board of Regents restricting or regulating the use of specialty titles or announcements of limitations of practice in the particular profession.

PART 61
DENTISTRY AND DENTAL HYGIENE

Section 61.1 Professional study of dentistry. (a) To meet the professional education requirement, the applicant shall present evidence of the completion of not less than 60 semester hours of preprofessional education including courses in general chemistry, organic chemistry, biology or zoology and physics and a program of professional education consisting of either:

(1) the completion of a program of dental education of not less than four academic years, or the equivalent thereof, registered by the department or accredited by an accrediting organization acceptable to the department; or

(2) the completion of not less than four academic years of dental education satisfactory to the department, culminating in a degree, diploma or certificate in dentistry recognized by the appropriate civil authorities of the country in which the school is located as acceptable for entry into, practice in the country in which the school is located.

(b) Where a program of dental education is completed in a school as provided in paragraph (2) of subdivision (a) of this section, the applicant shall complete not less than two academic years of study satisfactory to the department in a registered or accredited dental school program including such subjects as may be necessary for certification by such school that the candidate is prepared to enter the New York State dental licensing examination.

(c) Courses failed in a school of dentistry, for which credit has been granted toward meeting the requirements of another school of dentistry may not be counted toward meeting the requirements of this Part.

(d) A program of dental education shall be considered completed upon certification of completion by the school in which such program was taken and proof that the applicant has been awarded the appropriate dental degree, diploma or certificate.

61.2 Licensing examinations. (a) Content. The examination shall consist of three parts:

(1) Parts I and II. Designed to sample knowledge from all areas related to dentistry.

(2) Part III. An examination in clinical dentistry, the scope and content of which shall be determined by the State Board for Dentistry.

(b) The department may accept grades acceptable to the State Board for Dentistry on an examination of the National Board Dental Examinations as meeting the requirements of Parts I and II of the licensing examination, and satisfactory performance on the clinical examination administered by the Northeast Regional Board of Dental Examiners or another acceptable clinical testing agency for Part III of the licensing examination.

(c) To be admitted to Part III of the dental licensing examination a candidate who possesses acceptable credentials pursuant to section 61.1(a)(2) of this Part shall provide evidence satisfactory to the department of having passed Parts I and II of the dental licensing examination.

(d) Special examination conditions.

(1) An applicant who has completed not less than two academic years in a program of dental education registered by the department, or accredited by an accrediting organization acceptable to the department, may be admitted to Part I of the examination. Such applicant shall meet all requirements for admission to the licensing examination, except for the completion of professional education.

(2) An applicant attending a program of dental education registered by the department, or accredited by an accrediting organization acceptable to the department, may be admitted to Parts II, III during the last year of study.

(e) Candidates seeking admission to Part III of the dental licensing examination shall be required to show proof of professional liability insurance coverage prior to commencement of the examination.

(f) Passing score. The passing score in each subject of each part shall be 75.0, as determined by the State Board for Dentistry.

(g) A candidate who fails to pass any subject of Part III shall retain credit for subjects of that Part passed and shall be examined in all remaining subjects at each sub-

DENTISTRY CHECKLIST

(Refer to Application Instruction of Licensure Requirements)

	Applicants who hold a D.D.S. or D.M.D. degree from a New York State Dental School	Applicants who hold a D.D.S. or D.M.D. degree from an ADA Accredited Program Outside New York State	Graduates of Programs neither NYS Registered or ADA Accredited	Applicants for Licensure by Endorsement	Applicants for Limited Permit
FORM 1	√	√	√	√	
FORM 1D*	√	√	√	√	
PRE-PROFESSIONAL			√		
FORM 2A	**	√		√	√
FORM 2N			√		
TWO YEARS IN ADA PROGRAM			√		
FORM 3				√	
FORM 4				√	
FORM 5				√	
FORM 6					√
NATIONAL BOARDS SCORE	√	√	√	√	
NERB SCORES	***	***			

* Requested but not required.

** New York State Dental Schools provide the Department with a Form 20 on which they list all graduates by year. Therefore, Form 2A is not needed.

*** NERB Scores are automatically provided to the department.

DENTAL HYGIENE CHECKLIST

(Graduates of New York State Registered or American Dental Association Accredited Programs)

(Refer to Application Instruction of Licensure Requirements)

	LICENSE	ENDORSEMENT
FORM 1	√	√
FORM 1D	*	*
FORM 2A **	√	√
FORM 3		√
FORM 4		√
FORM 5		√
NATIONAL BOARD DENTAL HYGIENE EXAMINATION SCORES	√	√
NORTHEAST REGIONAL BOARD OF DENTAL EXAMINERS EXAMINATION SCORES	***	√

* Requested but not required

** New York State Dental Hygiene Programs provide the department with a Form 20 on which they list all graduates by year. Therefore, Form 2A is not needed.

** * NERB Scores are automatically provided to the department.

FORM 1

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES

APPLICATION FOR LICENSE AND FIRST REGISTRATION

ALL Candidates must complete both sides of this Form

Department Use Only

☐ 50 ☐ 51

☐ 430 ☐ 165 LX

☐ 345 ☐ 120 ER

☐ 105 PR

N.Y.S. License Number

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo day yr

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.)

PRINT FULL NAME
Last
First
Middle

5. ADDRESS (check only one) ☐ permanent address of record ☐ temporary mailing address*

* If temporary address has been provided, please also note special instructions about temporary mailing addresses contained in "Licensure Requirements."

Care of
Misc. (Bldg. & Apt., etc.)
Street
City
State
ZIP Code

6. TELEPHONE
At home ☐☐☐ – ☐☐☐☐☐☐☐ area code number
At work ☐☐☐ – ☐☐☐☐☐☐☐ area code number

7. CITIZENSHIP ☐ United States ☐ Alien lawfully admitted for permanent residence in the United States.
Citizen of ______________________

8. Name as it appears in diploma or degree: ______________________

9. Have you previously applied for New York State licensure as a Dentist or a Dentist Hygienist?	☐ Yes	☐ No
10. Have you previously failed all or part of the New York State Examination	☐ Yes	☐ No
11. Have you ever been convicted of a crime (felony or misdemeanor) in any state or country?	☐ Yes	☐ No
12. Have you ever been charged with a crime (felony or misdemeanor) in any state or country, the disposition of which was other than by acquittal or dismissal?	☐ Yes	☐ No
13. Have you ever surrendered your license or been found guilty of professional misconduct, unprofessional conduct, incompetence or negligence in any state or country?	☐ Yes	☐ No
14. Are charges pending against you for professional misconduct, unprofessional conduct, incompetence or negligence in any state or country?	☐ Yes	☐ No
15. Has any hospital or licensed facility restricted or terminated your professional training, employment, or privileges or have you ever voluntarily or involuntarily resigned or withdrawn from such association to avoid imposition of such measures?	☐ Yes	☐ No

- If the answer to questions 11–15, is "Yes," submit a letter giving a complete explanation, include copies of court records, and if you possess one, a copy of the "Certificate of Relief from Disabilities" or your "Certificate of Good Conduct."

16. Please check and/or complete only one of the following:
☐ I am applying for admission to the next New York State Clinical Examination. ☐ Applying for licensure by endorsement
☐ Applying for clinical examination credit by Northeast Regional Board Examinations (NERB): *Graduates of Accredited Schools only.*
Dates of NERB Examination ______________________

17. ☐ I will require a left-handed operatory.

December 1989

18. **APPLICANTS LICENSED IN A STATE OTHER THAN NEW YORK** must request in addition, Form 3, Certification of Licensure in another jurisdiction, to be completed in accordance with directions thereon.

Name of State in which licensed: ____________________

License No.: ____________________ Date: ____________________

19. **IN THE SPACES BELOW, GIVE AN ACCURATE RECORD OF YOUR EDUCATIONAL PREPARATION**
PLEASE PRINT ALL MATERIAL

Name of Schools Attended and Locations	**Number of Years Attended**	**Grade Completed**	**ATTENDANCE**		**Diploma or Degree Obtained (If school is located outside the United States, attach a copy)**
			Entrance Date	**Leaving Date**	
Elementary or Primary School					
High School or Secondary School					
Postsecondary School(s) including Preprofessional and professional education program.					Candidates using Form 2A need not verify preprofessional training. Candidates using form 2N must arrange that verification of preprofessional training be submitted directly from the school (See Form 2A or 2N for verification requirements)
Special professional Qualifications (List any certificates or attainments with specific dates.)					

AFFIDAVIT

I hereby certify that I have read the statutory provisions, Rules of the Board of Regents and Regulations of the Commissioner of Education distributed to me by the State Education Department.

Under penalties of perjury, I declare and affirm that the statements made in the application, including accompanying statements and transcripts are true, complete and correct. I understand that any false or misleading information in, or in connection with my application may be cause for denial or loss of licensure.

....
Signature of applicant *Date*

• DO NOT STAPLE •

ATTACH
PHOTOGRAPH NOT MORE
THAN ONE YEAR OLD
SECURELY
IN THIS SPACE

Write signature on light portion of photograph not across features.

Date of Photograph ....

SEE SUMMARY OF REQUIREMENTS FOR FILING DEADLINE/FEES/ADDITIONAL INSTRUCTIONS

FORM 1D

☐ **DENTISTRY**
☐ **DENTAL HYGIENE**

The University of the State of New York
THE STATE EDUCATION DEPARTMENT
Office of the Professions
Division of Professional Licensing Services

CANDIDATE DATA RECORD
GENDER AND ETHNICITY

ALL CANDIDATES ARE REQUESTED TO COMPLETE THIS FORM

The New York State Board of Regents and the State Education Department are committed to equal opportunity and racial justice. To achieve these goals, legislation has been enacted which calls for specific efforts in eradicating the present effects of past discrimination. The Regents and the State Education Department endorse a coordinated and comprehensive effort involving the sustained efforts of the educational system, professional boards, professional associations and societies, government, industry, parent groups, and individual professionals. In pursuit of those efforts, the Legislature has authorized and required the Commissioner of Education to collect and analyze data concerning representation in the licensed professions.

The ethnic and gender data you provide will be used only for statistical, research, and program evaluation purposes pertaining to the study of representation in the licensed professions. It will not be made part of your licensure file and will not be released to anyone. While the provision of this information is voluntary on your part, our statutory responsibilities contemplate the collection of reliable information and we therefore encourage you to participate.

If you would like more information about educational and scholarship programs designed to assist people pursue professional education or if you are a licensed professional interested in volunteering in such programs, please write or call the Division of Postsecondary Equity and Access Programs (518) 473-6810.

INSTRUCTIONS FOR COMPLETING AND SUBMITTING THIS FORM

1. Complete Items 1-5 by printing all information clearly in the boxes provided.
2. Complete Items 6 & 7 by placing an (X) in the appropriate box.
3. Return this form to: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230.

1 ☐☐☐-☐☐-☐☐☐☐ SOCIAL SECURITY NUMBER

2 ☐☐☐ FIRST 3 LETTERS OF LAST NAME

3 BIRTH DATE ☐☐ ☐☐ ☐☐ mo. day yr.

4 PRINT FULL NAME EXACTLY AS IT APPEARS ON YOUR APPLICATION.

Last
First
Middle

5 ADDRESS

Care of
Misc. (Bldg. & Apt., etc.)
Street
City
State
Zip Code

6 GENDER

☐ Male (M)
☐ Female (F)

7 ETHNICITY

☐ American Indian or Alaskan Native (I)
☐ Asian or Pacific Islander (A)
☐ Black {not Hispanic} (B)
☐ Hispanic (H)
☐ Caucasian/White {not Hispanic} (W)

December 1989

FORM 2A
Check appropriate Boxes
☐ DENTISTRY—LICENSE
☐ DENTISTRY—LIMITED PERMIT
☐ DENTAL HYGIENE

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

CERTIFICATION OF PROFESSIONAL EDUCATION: REGISTERED OR ACCREDITED PROGRAMS

CANDIDATE INSTRUCTION

1. **Complete Section I. Enter your name as it appears on your licensure Application Form 1 or Limited Permit Application Form 6.**
2. **Send this form to the professional school you attended. See "Licensure Requirements" for additional instruction. Be sure to include any fee required.**
3. **Certification is not acceptable unless dated after graduation. This form should be used *only* if your Professional School offers an accredited curriculum in dentistry or dental hygiene.**

SECTION I: CANDIDATE INFORMATION

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**
2. ☐☐☐ **First 3 letters of Last Name**
3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo. day yr.

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.)

Last
First
Middle

5. Address
Misc. (Bldg. & Apt., etc.)
Street
City
State **ZIP Code**

6. Print name under which degree or diploma was awarded:
____
(Name)

7. Post-secondary Pre-professional Institution Attended ______________________________
(Name)

8. Professional school attended: ______________________________
(Name)

Address______________________________ Date degree was awarded ☐☐ ☐☐ ☐☐ mo. day yr.

CERTIFICATION BY PROFESSIONAL SCHOOL OFFICIAL
IS TO BE MADE ON REVERSE SIDE

- **RETURN TO: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit,**
Cultural Education Center, Albany, New York 12230

December 1989

SECTION II: CERTIFICATION OF EDUCATION

INSTRUCTIONS TO SCHOOL: Please complete the appropriate section of this form and sign the certifying statement. This form must be returned directly to the Division of Professional Licensing Services. This form *will not be accepted if returned by the applicant.*

DENTISTRY

(1) Name of candidate ____________________
(See Number 5 Reverse Side)

(2) Completed satisfactorily, prior to matriculation in professional school, an approved four year high school course and at least sixty hours of satisfactory college study, including courses in physics, biology or zoology, chemistry, and organic chemistry.

Name of colleges in which preprofessional study was completed:

(3) SATISFACTORILY COMPLETED PROFESSIONAL COURSES AS FOLLOWS:

	MONTH	YEAR		MONTH	YEAR	NAME OF INSTITUTION
FROM		19	to		19	
FROM		19	to		19	
FROM		19	to		19	
FROM		19	to		19	

(4) Title of degree awarded to candidate ____________________ Dated ____________

DENTAL HYGIENE

(1) Name of candidate ____________________
(See Number 5 Reverse Side)

(2) Completed, prior to matriculation in professional school, a four year course of study in an approved secondary school.

(3) Has satisfactorily completed the course of study in dental hygiene according to the curriculum registered by the New York State Education Department and approved for *this school.*

(4) Date certificate of graduation was awarded: ____________________

Degree granted, if any ____________________

I hereby certify that to the best of my knowledge and belief the foregoing is a true statement of the record of the professional education of the individual named on this form.

Signature ....

Title ....

Institution ....

SEAL

Address ....

Date ....

FORM 2N

DENTISTRY

The University of the State of New York
THE STATE EDUCATION DEPARTMENT
Division of Professional Licensing Services

CERTIFICATION OF PROFESSIONAL EDUCATION: NON ACCREDITED PROGRAMS

CANDIDATE INSTRUCTION

1. **Complete Section I. Enter your name as it appears on your Application (Form 1).**
2. **Send this form to the professional school you attended. See "Licensure Requirements" for additional instruction. Be sure to include any fee required.**

SECTION I: CANDIDATE INFORMATION

1. ☐☐☐-☐☐-☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 Letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ **mo. day yr.**

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGILBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.)

Last ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

First ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Middle ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

5. Misc. (Bldg. & Apt. etc.) ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Street ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

City ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

State ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐ Zip Code ☐☐☐☐☐

6. Print name under which diploma was awarded:

____ (Name)

7. High School attended: ______________________________ (Name)

8. Postsecondary Pre-professional School attended: ______________________________ (Name)

9. Professional School attended: ______________________________ (Name)

Address: ______________________ Date diploma was awarded: ______________

10. Name of Diploma: ______________________________

December 1989

• CERTIFICATION BY PROFESSIONAL SCHOOL OFFICIAL •
IS TO BE MADE ON REVERSE SIDE

SECTION II: CERTIFICATION OF PROFESSIONAL EDUCATION

INSTRUCTION TO SCHOOL: Please complete this section of the licensure application form and sign the certifying statement. The appropriate records should be sent directly to the Division of Professional Licensing Services, Unit III, Cultural Education Center, Albany, New York 12230. This form will not be accepted if returned by the applicant.

1. Date of candidate's entrance, date of completion of studies or withdrawal from the school:

   Entrance Date: ____________________ **Completion / withdrawal date:** ____________________

2. Diploma conferred and date of conferral: ____

3. Dental program was __________ years or __________ months.

4. **Attach a transcript of all courses taken at the dental school and grades received.**

5. **Attach a transcript of all courses convalidated or accepted for transfer credit by your dental school and the basis on which these subjects were convalidated including the name of the institution from which credit was transferred.**

6. Completed satisfactorily, prior to matriculation in professional school, an approved secondary school course and at least sixty hours of satisfactory college study, including courses in physics, biology or zoology, chemistry, and organic chemistry.

   Name of colleges in which preprofessional study was completed:

   ____

   ____

7. If Social Service was required, give inclusive dates and name of institution in which requirement was met.

   Institution: ____________________ Dates: ____________ to ____________

Dental School: ____

Name of student as it appears on school records:

____

Student ID Number: ____

Year of graduation or withdrawal: ____

Name: ____
(Original signature)

Official position: ____ (COLLEGE SEAL)

Institution: ____

Date: ____

Certification is not acceptable unless dated after graduation.

- **RETURN TO: Division of Professional Licensing Services, Cultural Education Center, Dentistry or Dental Hygiene Unit, Albany, New York 12230.**

FORM 3

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

CERTIFICATION OF LICENSURE

All Candidates licensed in another jurisdiction must complete this form.

CANDIDATE INSTRUCTION

1. **Complete Section I. Enter your name as it appears on your application Form 1.**
2. **Send this form to the appropriate state or territory, as instructed in the "Licensure Requirements." Be sure to include any fee required.**

SECTION I: CANDIDATE INFORMATION

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo. day yr.

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.)

Last

First

Middle

5. Misc. (Bldg. & Apt., etc.)

Street

City

State

ZIP Code

6. If you entered a licensing examination in the United States, using a different name, enter that name below:

(LAST) (FIRST) (MIDDLE)

7. If licensed by examination in the United States give state or territory ____________________

Date license was issued ☐☐ ☐☐ ☐☐ mo. day yr. License Number ____________________

SECTION: II: Certification of licensure.

Instructions to licensing authority: Please complete this section and return this form directly to the Division of Professional Licensing Services. This form *will not be accepted if returned by the candidate.*

1. Name of candidate: ____________________
2. Profession in which candidate is licensed in your state:
   ☐ Dentistry ☐ Dental Hygiene
3. License Number: ____________________ Date of Licensure: ____________________ Mo. Day Yr.
4. On what basis was candidate licensed:

____

____

____

December 1989

5. Are charges pending against the licensee for professional misconduct, incompetence or negligence? ☐ Yes ☐ no

6. Has the licensee ever been found guilty of such charges or surrendered a professional license? ☐ Yes ☐ no

A. If answer to question 5 or 6 is "Yes", please describe in detail.

7. Please specify the state, national and/or regional examinations completed by the candidate ____________________

8. If the candidate was licensed in your state via a state constructed examination or a regional clinical examination, other than the North East Regional Boards, **please complete the following list.**

Dates of Examination

A. Number of days of examination	
B. List of clinical subjects conducted on patient.	
C. List simulated or written subjects.	
D. Minimum passing grade in each subject is:	

NOTE: A copy of the candidate's examination grade report may be submitted in lieu of the above.

I hereby certify that to the best of my knowledge and belief the foregoing is a true statement of the record of professional licensure of the individual named on this form.

Signature ____________________

Title ____________________

Agency ____________________

(State Board Seal) Address ____________________

____

Date ____________________

- **RETURN TO: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230**

FORM 3

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

All Candidates licensed in another jurisdiction must complete this form.

CERTIFICATION OF LICENSURE

CANDIDATE INSTRUCTION

1. **Complete Section I. Enter your name as it appears on your application Form 1.**
2. **Send this form to the appropriate state or territory, as instructed in the "Licensure Requirements." Be sure to include any fee required.**

SECTION I: CANDIDATE INFORMATION

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐☐☐☐☐ mo. day yr.

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.)

Last

First

Middle

5. Misc. (Bldg. & Apt., etc.)

Street

City

State

ZIP Code

6. If you entered a licensing examination in the United States, using a different name, enter that name below:

(LAST) (FIRST) (MIDDLE)

7. If licensed by examination in the United States give state or territory

Date license was issued ☐☐☐☐☐☐ mo. day yr.

License Number

SECTION: II: Certification of licensure.

Instructions to licensing authority: Please complete this section and return this form directly to the Division of Professional Licensing Services. This form *will not be accepted if returned by the candidate.*

1. Name of candidate:
2. Profession in which candidate is licensed in your state:
   ☐ Dentistry ☐ Dental Hygiene
3. License Number: Date of Licensure: Mo. Day Yr.
4. On what basis was candidate licensed:

December 1989

5. **Are charges pending against the licensee** for professional misconduct, incompetence or negligence? ☐ Yes ☐ no

6. **Has the licensee ever been found guilty** of such charges or surrendered a professional license? ☐ Yes ☐ no

A. If answer to question 5 or 6 is "Yes", please describe in detail.

7. Please specify the state, national and/or regional examinations completed by the candidate ____________________

____

8. If the candidate was licensed in your state via a state constructed examination or a regional clinical examination, other than the North East Regional Boards, **please complete the following list.**

Dates of Examination

____

A. Number of days of examination

____

B. List of clinical subjects conducted on patient.

____

C. List simulated or written subjects.

____

D. Minimum passing grade in each subject is:

____

NOTE: A copy of the candidate's examination grade report may be submitted in lieu of the above.

I hereby certify that to the best of my knowledge and belief the foregoing is a true statement of the record of professional licensure of the individual named on this form.

Signature ____________________

Title ____________________

Agency ____________________

(State Board Seal) Address ____________________

____

Date ____________________

- **RETURN TO: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230**

FORM 4

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
ALBANY, NEW YORK 12230

PERSONAL AFFIDAVIT OF PROFESSIONAL PRACTICE

Endorsement Candidates must complete this Form.

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo. day yr.

4. PRINT FULL NAME EXACTLY AS IT APPEARS ON FORM 1.

Last

First

Middle

5. ADDRESS

Misc. (Bldg. & Apt., etc.)

Street

City

State

ZIP Code

6. CANDIDATE INSTRUCTIONS: List all professional activities chronologically since graduation from professional school to the present. Vacation periods, and periods of unemployment *must* be included.

FROM		TO		Type of Professional Activity; Including Name and Address of Employer, Beginning with Date of Graduation from Professional School
Month	Year	Month	Year	

ATTACH ADDITIONAL 8½ × 11 SHEETS, IF NECESSARY

- **RETURN TO: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230**

December 1989

FORM 5

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

SUPPORTING AFFIDAVIT OF PROFESSIONAL PRACTICE

Endorsement Candidates must complete this Form.

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo day yr

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.) Use name as it appears on your Form 1.

Last

First

Middle

5. ADDRESS

Misc. (Bldg. & Apt., etc.)

Street

City

State

ZIP Code

3. **Affiant Instructions:** A duly licensed dentist in good standing in the state where candidate is licensed must complete the statement below.

I have been personally acquainted with the above named candidate for __________ years.

I know him/her to be of good moral character, and recommend him/her to the State Board for Dentistry and the Department as entirely worthy to be licensed to practice dentistry or dental hygiene in the State of New York. I know that said candidate has practiced as follows:

Date		Address
From	To	

Under penalties of perjury, I declare and affirm that the statement above is true, complete and correct.

______________________________ Signature of Affiant

____________________ Date

______________________________ License No.

____________________ State

Address: ____

- **RETURN TO: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230**

December 1989

FORM 5

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

SUPPORTING AFFIDAVIT OF PROFESSIONAL PRACTICE

Endorsement Candidates must complete this Form.

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo. day yr.

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.) Use name as it appears on your Form 1.

Last ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

First ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Middle ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

5. ADDRESS

Misc. (Bldg. & Apt., etc.) ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

Street ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

City ☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐☐

State ☐☐☐☐☐☐☐☐☐☐☐☐☐☐ ZIP Code ☐☐☐☐☐

3. **Affiant Instructions:** A duly licensed dentist in good standing in the state where candidate is licensed must complete the statement below.

I have been personally acquainted with the above named candidate for _________ years.

I know him/her to be of good moral character, and recommend him/her to the State Board for Dentistry and the Department as entirely worthy to be licensed to practice dentistry or dental hygiene in the State of New York. I know that said candidate has practiced as follows:

Date		Address
From	To	

Under penalties of perjury, I declare and affirm that the statement above is true, complete and correct.

______________________________ Signature of Affiant

______________________________ Date

______________________________ License No.

______________________________ State

Address: ______________________________

____

• **RETURN TO: Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230**

December 1989

FORM 5

Check One Box

☐ **DENTISTRY**

☐ **DENTAL HYGIENE**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

SUPPORTING AFFIDAVIT OF PROFESSIONAL PRACTICE

Endorsement Candidates must complete this Form.

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo. day yr.

4. PRINT FULL NAME EXACTLY AS YOU WISH IT TO APPEAR ON YOUR LICENSE, IF DETERMINED ELIGIBLE. (IMPORTANT: A request that contains only initials and the surname cannot be honored.) Use name as it appears on your Form 1.

Last

First

Middle

5. ADDRESS

Misc. (Bldg. & Apt., etc.)

Street

City

State **ZIP Code**

3. **Affiant Instructions:** A duly licensed dentist in good standing in the state where candidate is licensed must complete the statement below.

I have been personally acquainted with the above named candidate for ________ years.

I know him/her to be of good moral character, and recommend him/her to the State Board for Dentistry and the Department as entirely worthy to be licensed to practice dentistry or dental hygiene in the State of New York. I know that said candidate has practiced as follows:

Date		Address
From	To	

Under penalties of perjury, I declare and affirm that the statement above is true, complete and correct.

Signature of Affiant ________________ Date ________________

License No. ________________ State ________________

Address: ________________________________

• **RETURN TO:** **Division of Professional Licensing Services, Dentistry or Dental Hygiene Unit, Cultural Education Center, Albany, New York 12230**

December 1989

FORM 6

Check One Box

☐ **FOR INSTRUCTING**
☐ **FOR EMPLOYMENT IN AN APPROVED RESIDENCY PROGRAM**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

APPLICATION FOR LIMITED PERMIT IN DENTISTRY

Department Use Only

☐ **5 0**

☐ **1 0 5** **P R**

Approved
Rejected __________
Date __________
Permit No. __________
Issued __________
Expires __________

1. **See "Licensure Requirements" for instructions and fees.**
2. **If you have already filed an application for Dental licensure, you need only submit the Form 6 for a Limited Permit in Dentistry.**
3. **In such case, complete Section I. Enter your name as it appears on your Application (Form 1). Employer *must* complete either Section II or Section III.**
4. **If you have not filed an application for Dentistry licensure, you must also submit the Certification of Professional Education Form 2A or the form 2N, as applicable.**
5. **See Fee Information on reverse side.**
   - Allow 30 days for processing of your permit application. Permit applications cannot be approved until all required documents have been received. The candidate may not begin working until limited permit is issued.

SECTION I: CANDIDATE INFORMATION

1. ☐☐☐–☐☐–☐☐☐☐ **Social Security Number**
2. ☐☐☐ **First 3 letters of Last Name**
3. **BIRTH DATE** ☐☐☐☐☐☐ mo. day yr.

4. PRINT FULL NAME
Last
First
Middle

5. **ADDRESS**
Misc. (Bldg. & Apt., etc.)
Street
City
State
ZIP Code

6. TELEPHONE
At home ☐☐☐ – ☐☐☐☐☐☐☐ area code number
At work ☐☐☐ – ☐☐☐☐☐☐☐ area code number

7. I am applying for:
☐ **ORIGINAL PERMIT**
☐ **RENEWAL OF ORIGINAL PERMIT LIMITED PERMIT #**________

8. Have you ever been convicted of a crime (felony or misdemeanor) in any state or country? ☐ Yes ☐ No
9. Have you ever been charged with a crime (felony or misdemeanor) in any state or country, the disposition of which was other than by acquittal or dismissal? ☐ Yes ☐ No
10. Have you ever surrendered your license or been found guilty of professional misconduct, unprofessional conduct, incompetence or negligence in any state or country? ☐ Yes ☐ No
11. Are charges pending against you for professional misconduct, unprofessional conduct, incompetence or negligence in any state or country ☐ Yes ☐ No

- If the answer to questions 8-11 is "Yes," submit a letter giving a complete explanation, include copies of court records, and if you possess one, a copy of the "Certificate of Relief from Disabilities" or your "Certificate of Good Conduct."

AFFIDAVIT

I hereby certify that I have read the statutory provisions, Rules of the Board of Regents and Regulations of the Commissioner of Education distributed to be by the State Education Department.

Under the penalties of perjury, I declare and affirm that the statements made in the application, including accompanying statements and transcripts are true, complete and correct. I understand that any false or misleading information in, or in connection with my application may be cause for denial or loss of licensure.

....
Signature of candidate *Date*

• DO NOT STAPLE •

ATTACH
PHOTOGRAPH NOT MORE
THAN ONE YEAR OLD
SECURELY
IN THIS SPACE

Write signature on light portion of photograph not across features.

Date of photograph ....

SEE REVERSE SIDE FOR EMPLOYER'S CERTIFICATION FOR LIMITED PERMIT.

December 1989

FEE INFORMATION: Do not send cash. Candidates applying for Limited Permit, please make check or money order in the amount of $105 payable to the New York State Education Department. This check must accompany Form 6. **PLEASE NOTE: Payment submitted from outside the United States should be made by check or draft on a United States bank and in United State currency. Payments submitted in any other form will not be accepted and will be returned.**

INSTRUCTIONS FOR PROSPECTIVE EMPLOYER: Please complete Section II or Section III of the application and return directly with candidate's fee to the Fee Section, Division of Professional Licensing Services, State Education Department, Cultural Education Center, Albany, New York 12230.

SECTION II. EMPLOYER'S CERTIFICATION ON BEHALF OF THE CANDIDATE FOR LIMITED PERMIT FOR INSTRUCTING IN DENTISTRY

THE CANDIDATE MAY NOT BEGIN PRACTICE UNTIL THE LIMITED PERMIT IS ISSUED.

This is to certify that ______________________________
(Name of Candidate)

a graduate of ______________________________,
School of Dentistry

Class of ____________________ has been offered a position on the faculty of

____
Name of Institution

____
Address

for a period of one year beginning ____________.
(Date)

____
(Name)

SEAL

____
(Title) (Date)

SECTION III: EMPLOYER'S CERTIFICATION ON BEHALF OF THE CANDIDATE FOR THE LIMITED PERMIT IN AN APPROVED DENTAL RESIDENCY.

THE CANDIDATE MAY NOT BEGIN PRACTICE UNTIL THE LIMITED PERMIT IS ISSUED.

This is to certify that ______________________________
(Name of Candidate)

a graduate of ______________________________,
School of Dentistry

Class of ____________________ has been offered a position in an approved dental residency at

____
Name of Institution

____
Address

under the supervision of ____________________ License # ____________
(Licensed Dentist)

for a period of one year beginning ____________.
(Date)

____
(Name)

SEAL

____
(Title) (Date)

FORM 6

Check One Box

☐ **FOR INSTRUCTING**

☐ **FOR EMPLOYMENT IN AN APPROVED RESIDENCY PROGRAM**

THE UNIVERSITY OF THE STATE OF NEW YORK
THE STATE EDUCATION DEPARTMENT
DIVISION OF PROFESSIONAL LICENSING SERVICES
CULTURAL EDUCATION CENTER
ALBANY, NEW YORK 12230

APPLICATION FOR LIMITED PERMIT IN DENTISTRY

Department Use Only

☐ 5 0

☐ 1 0 5 P R

Approved
Rejected ____________
Date ____________
Permit No. ____________
Issued ____________
Expires ____________

1. **See "Licensure Requirements" for instructions and fees.**
2. **If you have already filed an application for Dental licensure, you need only submit the Form 6 for a Limited Permit in Dentistry.**
3. **In such case, complete Section I. Enter your name as it appears on your Application (Form 1). Employer *must* complete either Section II or Section III.**
4. **If you have not filed an application for Dentistry licensure, you must also submit the Certification of Professional Education Form 2A or the form 2N, as applicable.**
5. **See Fee Information on reverse side.**
   - Allow 30 days for processing of your permit application. Permit applications cannot be approved until all required documents have been received. The candidate may not begin working until limited permit is issued.

SECTION I: CANDIDATE INFORMATION

1. ☐☐☐ – ☐☐ – ☐☐☐☐ **Social Security Number**

2. ☐☐☐ **First 3 letters of Last Name**

3. **BIRTH DATE** ☐☐ ☐☐ ☐☐ mo. day yr.

4. PRINT FULL NAME
Last ____________
First ____________
Middle ____________

5. **ADDRESS**
Misc. (Bldg. & Apt., etc.) ____________
Street ____________
City ____________
State ____________ ZIP Code ____________

6. TELEPHONE
At home ☐☐☐ – ☐☐☐☐☐☐ area code number
At work ☐☐☐ – ☐☐☐☐☐☐ area code number

7. I am applying for:
☐ **ORIGINAL PERMIT**
☐ **RENEWAL OF ORIGINAL PERMIT LIMITED PERMIT #**____________

8. Have you ever been convicted of a crime (felony or misdemeanor) in any state or country? ☐ Yes ☐ No
9. Have you ever been charged with a crime (felony or misdemeanor) in any state or country, the disposition of which was other than by acquittal or dismissal? ☐ Yes ☐ No
10. Have you ever surrendered your license or been found guilty of professional misconduct, unprofessional conduct, incompetence or negligence in any state or country? ☐ Yes ☐ No
11. Are charges pending against you for professional misconduct, unprofessional conduct, incompetence or negligence in any state or country ☐ Yes ☐ No

- If the answer to questions 8-11 is "Yes," submit a letter giving a complete explanation, include copies of court records, and if you possess one, a copy of the "Certificate of Relief from Disabilities" or your "Certificate of Good Conduct."

AFFIDAVIT

I hereby certify that I have read the statutory provisions, Rules of the Board of Regents and Regulations of the Commissioner of Education distributed to be by the State Education Department.

Under the penalties of perjury, I declare and affirm that the statements made in the application, including accompanying statements and transcripts are true, complete and correct. I understand that any false or misleading information in, or in connection with my application may be cause for denial or loss of licensure.

.... *Signature of candidate*

.... *Date*

• DO NOT STAPLE •

ATTACH
PHOTOGRAPH NOT MORE
THAN ONE YEAR OLD
SECURELY
IN THIS SPACE

Write signature on light portion of photograph not across features.

Date of photograph ....

SEE REVERSE SIDE FOR EMPLOYER'S CERTIFICATION FOR LIMITED PERMIT.

December 1989

FEE INFORMATION: Do not send cash. Candidates applying for Limited Permit, please make check or money order in the amount of $105 payable to the New York State Education Department. This check must accompany Form 6. **PLEASE NOTE: Payment submitted from outside the United States should be made by check or draft on a United States bank and in United State currency. Payments submitted in any other form will not be accepted and will be returned.**

INSTRUCTIONS FOR PROSPECTIVE EMPLOYER: Please complete Section II or Section III of the application and return directly with candidate's fee to the Fee Section, Division of Professional Licensing Services, State Education Department, Cultural Education Center, Albany, New York 12230.

SECTION II. EMPLOYER'S CERTIFICATION ON BEHALF OF THE CANDIDATE FOR LIMITED PERMIT FOR INSTRUCTING IN DENTISTRY

THE CANDIDATE MAY NOT BEGIN PRACTICE UNTIL THE LIMITED PERMIT IS ISSUED.

This is to certify that ______________________________
(Name of Candidate)

a graduate of ______________________________,
School of Dentistry

Class of ____________________ has been offered a position on the faculty of

____
Name of Institution

____
Address

for a period of one year beginning ____________.
(Date)

____
(Name)

SEAL

____
(Title) (Date)

SECTION III: EMPLOYER'S CERTIFICATION ON BEHALF OF THE CANDIDATE FOR THE LIMITED PERMIT IN AN APPROVED DENTAL RESIDENCY.

THE CANDIDATE MAY NOT BEGIN PRACTICE UNTIL THE LIMITED PERMIT IS ISSUED.

This is to certify that ______________________________
(Name of Candidate)

a graduate of ______________________________,
School of Dentistry

Class of ____________________ has been offered a position in an approved dental residency at

____
Name of Institution

____
Address

under the supervision of ______________________________ License # ____________
(Licensed Dentist)

for a period of one year beginning ____________.
(Date)

____
(Name)

SEAL

____
(Title) (Date)

sequent examination, except that a candidate who fails to pass all subjects during three administrations of Part III shall be required to be examined in the entire Part at a subsequent administration. Before admission to the third administration of Part III may be granted, such candidate shall present evidence satisfactory to the department of the completion of not less than forty clock hours of instruction acceptable to the State Board for Dentistry in each subject failed twice. Such instruction shall be completed in a dental school registered by the department or accrediting organization acceptable to the department and shall be completed subsequent to the second failure.

(h) It shall be the responsibility of each candidate to obtain patients for applicable subjects of Part III.

61.3 Limited permits in dentistry. (a) Limited permits may be issued in accordance with Education Law section 6605 (1) and (2) to graduates from:

(1) registered programs or those accredited by an accrediting organization acceptable to the department; or

(2) dental education programs not registered by the department or accredited by an accrediting organization acceptable to the department but who have met all requirements of SS 61.1 (a) (2) and (b) of this Part.

(b) A "hospital or dental facility approved by an appropriate agency" as used in subdivision (1) of section 6605 of the Education Law shall mean an institution accredited for teaching purposes by the Commission on Dental Accreditation of the American Dental Association.

(c) "Direction or supervision of a licensed dentist" as used in section 6605 (1) of the Education Law shall mean that a supervising dentist shall be present on the premises at all times when professional services are being rendered by the holder of a limited permit and shall exercise that degree of supervision appropriate to the circumstances.

(d) An application for a limited permit in dentistry shall be accompanied by an affidavit from the dentist who will supervise the professional services to be rendered under the limited permit, and the application and affidavit shall be in a form prescribed by the department.

61.4 License as a dentist by endorsement. (a) For endorsement of a dental license issued by another jurisdiction of the United States the applicant shall submit satisfactory evidence of:

(1) having met all requirements of section 59.6 of this Subchapter; and

(2) lawful and reputable practice in dentistry of not less than eight months during the two years next preceding the filing of the application.

61.5 Dental laboratory prescriptions. A dental prescription for furnishing, constructing, reproducing or repairing prosthetic dentures or bridges to be used and worn as substitutes for natural teeth, or orthodontic or other appliances used for the correction of malocclusion or deformities of other structures, shall comply with the provision of subdivision 1 of section 6611 of the Education Law, and shall contain the following information:

(a) the name of the laboratory to which the prescription is addressed;

(b) the date on which it is written;

(c) a clear description of the work to be done, with appropriate diagrams if necessary;

(d) a clear specification of the character of materials to be used;

(e) the signature and license number of the dentist.

61.6 Professional study of dental hygiene. To meet the professional education requirement, the applicant shall present evidence of satisfactory completion of a program of education for dental hygienists registered by the department or accredited by an accrediting organization acceptable to the department.

61.7 Licensing examination for dental hygienist. (a) Content. The examination shall consist of two parts:

(1) Part I.	Designed to sample knowledge from all areas related to dental hygiene;
(2) Part II.	An examination in dental hygiene practice, including both comprehensive and clinical components the scope and content of which shall be determined by the State Board for Dentistry;

(b) The department may accept grades acceptable to the State Board for Dentistry on an examination of the National Board Dental Hygiene Examinations as meeting the requirements of Part I of the licensing examintion, and satisfactory performance on the clinical examintion administered by the Northeast Regional Board of Dental Examiners or another acceptable clinical testing agency for Part II of the licensing examination.

(c) Candidates seeking admission to Part II of the dental hygiene licensing examination shall be required to show proof of professional liability insurance coverage prior to the commencement of the examination.

(d) Passing score. The passing score in each subject of each part of the examination shall be 75.0, as determined by the State Board for Dentistry.

(e) A candidate who fails any component of Part II shall retain credit for components of that part passed for two subsequent examinations. Before admission to the third administration of Part II may be granted, such candidate shall present evidence satisfactory to the department of completion of instruction subsequent to the second failure, in a school of dental hygiene registered by the department or accredited by an accrediting organization acceptable to the department, in accordance with the following provisions:

(1) Completion of twenty clock hours of instruction in each subject failed in the Dental Hygiene Comprehensive component of Part II;

(2) Completion of forty clock hours of clinical instruction for failure in the clinical component of Part II.

(f) Special examination conditions.

(1) An applicant who has completed not less than one academic year in a program of dental hygiene education registered by the department or accredited by an accrediting organization acceptable to the department may be admitted to Part I of the examination. Such applicant shall meet all requirements for admission to the licensing examination, except for the completion of professional education.

(2) An applicant attending a program of dental hygiene education registered by the department, or accredited by an accrediting organization acceptable to the department, may be admitted to Parts II during the last year of study and prior to graduation.

61.8 License as a dental hygienist by endorsement. For endorsement of a license as a dental hygienist issued by another jurisdiction of the United States, the applicant shall submit satisfactory evidence of:

(a) having met all requirements of section 59.6 of this Subchapter; and

(b) lawful and reputable practice as a dental hygienist of not less than eight months during the two years next preceding the filing of the application.

61.9 Practice of dental hygiene. The practice of dental hygiene, in accordance with section 6606 of the Education Law, shall be performed under the supervision of a licensed dentist.

(a) The degrees of supervision by the dentist are defined as follows:

(1) General supervision shall mean that a supervising dentist is available for consultation, diagnosis and evaluation, has authorized the dental hygienist to perform the services, and exercises that degree of supervision appropriate to the circumstances.

(2) Personal supervision shall mean that the dentist is in the dental office or facility, personally diagnoses the condition to be treated, personally authorizes the procedure and, before dismissal of the patient, personally examines the condition after treatment is completed.

(b) The following services may be performed under the general supervision of a licensed dentist:

(1) removing calcareous deposits, accretions and stains, including scaling and planing of exposed root surfaces indicated for a complete prophylaxis;

(2) applying topical agents indicated for a complete dental prophylaxis;

(3) removing excess cement from surfaces of the teeth;

(4) providing patient education;

(5) placing and exposing X-ray films;

(6) performing topical fluoride applications and topical anesthetic applications;

(7) polishing teeth, including existing restorations;

(8) taking medical history including the measuring and recording of vital signs;

(9) Charting caries and periodontal conditions as an aid to diagnosis by the dentist;

(10) applying pit and fissure sealants.

(c) The following services may be performed only under the personal supervision of a licensed dentist:

(1) placing or removing rubber dam;

(2) removing sutures;

(3) taking impressions for study casts. Study casts shall mean only such casts as will be used for purposes of diagnosis and treatment planning by the dentist and for the purposes of patient education;

(4) placing or removing matrix bands;

(5) applying a topical medication not related to a complete dental prophylaxis;

(6) placing and removing temporary restorations. Temporary restorations shall include only non-metallic substances generally used for temporary intracoronal filling materials. Placing and removing temporary restorations shall not include cutting or excising hard or soft tissue or the use of mechanical instrumentation;

(7) placing and removing periodontal dressings.

61.10 General Anesthesia and Parenteral Sedation. (a) Certification. No dentist shall employ general anesthesia or parenteral sedation unless such dentist possesses a dental anesthesia certificate issued by the department.

(b) Definitions. For purpose of this section, the terms general anesthesia and parenteral sedation shall be defined as follows:

(1) General Anesthesia means a controlled state of unconsciousness, accompanied by a partial or complete loss of protective reflexes, which may include inability to maintain an airway independently and to respond purposefully to physical stimulation or verbal command.

(2) Parenteral sedation means a controlled state of depressed consciousness which is produced by the administration of medication intravenously, intramuscularly or subcutaneously.

(3) Parenteral conscious sedation means a minimally depressed level of consciousness produced by the administration of medication intravenously, intramuscularly, or subcutaneously in which the patient remains conscious, retains the ability to breathe continuously without assistance and retains the ability to respond meaningully to verbal commands and physical stimuli.

(c) A certificate to administer general anesthesia and parenteral sedation may be issued by the department to a licensed dentist who meets the following requirements:

(1) A minimum of one (1) year of post-doctoral training in anesthesiology acceptable to the department; or

(2) Specialty certification in oral and maxillofacial surgery by a national specialty board acceptable to the department; or

(3) Proof of completion of not less than two (2) years of post-doctoral education in an approved specialty program or residency which includes training and experience in general anesthesia and parenteral sedation acceptable to the department.

(d) A certificate to administer parenteral sedation for parenteral conscious sedation only, may be issued by the department to a licensed dentist who meets the following requirements:

(1) A minimum of sixty (60) hours of post-doctoral education acceptable to the department not less than twenty (20) hours of which shall consist of the use of parenteral conscious sedation on patients, the remainder consisting of but not limited to patient evaluation and monitoring, management of emergencies, pharmacology and the control of pain and anxiety; or

(2) A combination of not less than forth (40) hours of postdoctoral education in the use of parenteral conscious sedation acceptable to the department and not less than two (2) years of clinical experience in the use of parenteral conscious sedation prior to January 1, 1990 and subsequent to January 1, 1987 including the use of parenteral conscious sedation for not less than fifty (50) patients.

(e) Use of General Anesthesia, Parenteral Sedation or Parenteral Conscious Sedation.

(1) A dentist who uses general anesthesia, parenteral sedation or parenteral conscious sedation for a dental patient shall be currently certified in ACLS.

(2) A dentist shall not administer general anesthesia, parenteral sedation or parenteral conscious sedation to more than one patient at a time. Recovery from general anesthesia, parenteral sedation or parenteral conscious sedation shall be personally monitored by a dentist, a physician, a registered professional nurse or a licensed practical nurse.

(3) A dentist who uses general anesthesia, parenteral sedation or parenteral conscious sedation for a patient shall be responsible for all aspects of the procedure including life support procedures, monitoring, recovery and record keeping.

(4) Every facility at which general anesthesia, parenteral sedation or parenteral conscious sedation is employed in the practice of dentistry shall be equipped and staffed in a manner appropriate for the administration and monitoring of anesthetic drugs or agents and for the treatment of emergencies which may arise. The facility shall permit ready access by emergency equipment. A protocol for handling emergencies, including transport to an emergency facility, shall be posted in each treatment and recovery area.

(5) Mortality during or possibly related to the administration of general anesthesia, parenteral sedation or parenteral sedation or parenteral conscious sedation administered pursuant to this section shall be reported by the certificate holder to the New York State Board for Dentistry within 30 days of the occurrence.

RULES OF THE BOARD OF REGENTS
PART 17
DISCIPLINARY PROCEEDINGS IN THE PROFESSIONS

Section 17.1 Complaints or other information
17.2 Investigation
17.3 Prosecution or settlement of disciplinary proceedings
17.4 Reports
17.5 Consent orders
17.6 Surrender of license
17.7 Violation of probation
17.8 Hearing panel; administrative officers
17.9 Summary suspensions

Section 17.1 Complaints or other information. All complaints or other information relating to licensees authorized to practice a profession under title VIII of the Education Law shall be referred to the executive director of the Office of Professional Discipline.

17.2 Investigation. The executive director of the Office of Professional Discipline or that officer's designee shall, in matters involving possible professional misconduct, initiate an investigation of each such complaint or other information.

17.3 Prosecution or settlement of disciplinary proceedings. Prosecution or settlement of disciplinary proceedings shall be conducted as provided in title VIII of the Education Law, and as provided in this Part.

17.4 Reports. The executive director of the Office of Professional Discipline or that officer's designee shall submit a report by April first of each year on the status of cases investigated during the previous year, as well as on the disposition of any criminal or civil matters processed through the office, to the chairman of the State Board for each of the professions supervised by the Board of Regents.

17.5 Consent orders. Disciplinary proceedings conducted pursuant to the provisions of title VIII of the Education Law may be disposed of in accordance with the following procedure:

(a) A licensee who is under investigation, or against whom charges have been voted, who admits guilt to at least one of the acts of misconduct alleged or charged, in full satisfaction of all allegations or charges, or who does not contest the allegations or charges or who cannot successfully defend against at least one of the acts of misconduct alleged or charged, shall notify the executive director of the Office of Professional Discipline or the director's designee.

(b) If the executive director of the Office of Professional Discipline or the director's designee, a designated member of the State Board for the applicable profession, and the licensee agree to a statement by the licensee admitting guilt to one or more of the allegations or charges or setting forth a decision not to contest the allegations or charges or stating that the licensee cannot successfully defend against such allegations or charges and agreeing to a proposed penalty, and if a designated member of the Board of Regents thereafter agrees to such statement and proposed penalty, a written application, signed by all the above, shall be submitted by the licensee to the Board of Regents based upon the statement and proposed penalty consenting to the issuance of an order of the Commissioner of Education effectuating such penalty. The provisions of this section shall also apply to licensees and registrants subject to section 230 of the Public Health Law and to article 137 of the Education Law. With respect to licensees subject to section 230 of the Public Health Law, the agreement of the director of the Office of Professional Medical Conduct or that officer's designee, and of the Commissioner of Health or his or her designee, to the statement and proposed penalty and their signatures on the application shall be required in lieu of the agreement and signature of the executive director, Office of Professional Discipline. With respect to licensees subject to the provisions of section 230 of the Public Health Law, the term State Board as used in this section means the State Board for Professional Medical Conduct. With respect to licensees and registrants subject to article 137 of the Education Law, the agreement of the executive secretary of the State Board of Pharmacy to the statement and proposed penalty and his or her signature on the application shall also be required.

(c) The application shall be in such form and shall contain such substance as is acceptable to the executive director of the Office of Professional Discipline or the director's designee.

(d) In the event an application is not granted by the Board of Regents, nothing contained therein shall be binding upon the licensee or construed to be an admission of any act of misconduct alleged or charged, and such application shall not be used against the licensee in any way. Any such application shall be kept in strict confidence during the pendency of the disciplinary proceeding. In addition, such denial by the Board of Regents shall be without prejudice to the continuance of the disciplinary proceeding and the final determination by the Board of Regents pursuant to the provisions of the Education Law.

(e) In the event the Board of Regents grants the application, the Commissioner of Education shall issue an order in accordance therewith.

17.6 Surrender of license. Disciplinary proceedings conducted pursuant to the provisions of title VIII of the Education Law may be disposed of in accordance with the following procedure:

(a) A licensee who is under investigation or against whom charges have been voted, who wishes to surrender his or her license to practice any of the professions enumerated in title VIII, shall notify the executive director of the Office of Professional Discipline or that officer's designee.

(b) An application to surrender a license shall be based upon a statement that the licensee admits guilt to at least one of the acts of misconduct alleged or charged, in full satisfaction of all allegations or charges, or does not contest the allegations or charges, or cannot successfully defend against at least one of the acts of misconduct alleged or charged. If the executive director or the director designee, a designated member of the State Board for the applicable profession, and the licensee agree to such statement, and if a designated member of the Board of Regents thereafter agrees to such statement, a written application, signed by the licensee, shall be submitted to the Board of Regents. The application shall be in such form and shall contain such substance as is acceptable to the executive director of the Office of Professional Discipline or the director's designee. The provisions of this section shall also apply to licensees and registrants subject to section 230 of the Public Health Law and to article 137 of the Education Law. With respect to licensees subject to section 230 of the Public Health Law, the agreement of the director of the Office of Professional Medical Conduct or that officer's designee and the Commissioner of Health or his or her designee to the statement, and their signature on the application, shall be required in lieu of the agreement and signature of the executive director of the Office of Professional Discipline. With respect to licensees subject to the provisions of section 230 of the Public Health Law, the term State Board as used in this section means the State Board for Professional Medical Conduct. With respect to licensees and registrants subject to article 137 of the Education Law, the agreement of the executive secretary of the State Board of Pharmacy to the statement and his or her signature on the application shall also be required.

(c) In the event the application is not granted by the Board of Regents, nothing contained therein shall be binding upon the licensee or construed to be an admission of any act of misconduct alleged or charged, and such application shall not be used against the licensee in any way. The application shall be kept in strict confidence during the pendency of the disciplinary proceeding. In addition, any such denial by the Board of Regents shall be made without prejudice to the continuance of any disciplinary proceeding and the final determination by the Board of Regents pursuant to the provisions of the Education Law.

(d) In the event the Board of Regents grants the application, the Commissioner of Education shall issue an order in accordance therewith. The order shall include a provision that the licensee may not apply for the restoration of the license affected by the granted application until at least one year has elapsed from the effective date of such order.

17.7 Violation of probation. (a) Upon the receipt of information indicating that the respondent may be in violation of any of the terms or conditions of respondent's probation, the department shall conduct an investigation.

(b) The executive director of the Office of Professional Discipline shall review the results of the investigation and if the executive director determines that a violation of probation proceeding is warranted, the executive director shall give notice to the respondent, by letter, of the facts forming the basis of the alleged violation of respondent's probation. The respondent, in said letter, shall be requested to indicate whether there is any dispute as to the facts, and shall be informed that if respondent disputes any of the facts the respondent shall be entitled to a hearing thereon.

(c) If the respondent does not dispute the facts forming the basis of the alleged violation of probation, the matter shall be submitted to the Regents Review Comittee for its review and recommendation(s) as to whether, based upon the undisputed facts, there has been a violation of the terms or conditions of respondent's probation and, if so, as to the measure of discipline to be imposed upon the respondent.

(d) If the respondent disputes any of the facts forming the basis of the alleged violation of probation, the respondent shall be afforded a hearing before a hearing officer appointed by the commissioner to hear and make findings of fact, conclusions of law and recommendation(s). The department shall give the respondent at least 10 days' notice of the hearing, 15 if by mail. The evidence in support of the application shall be presented by counsel on behalf of the department and the respondent shall also have the right to be represented by counsel. The department and the respondent have the right to produce witnesses and other evidence, to cross-examine witnesses, and to examine any other evidence produced at the hearing. A stenographic record of the hearing will be made, and the hearing officer shall not be bound by the rules of evidence, but the findings of fact and conclusions of law of the hearing officer shall be based upon substantial evidence.

(e) The report of the hearing officer shall be reviewed by the Regents Review Committee.

(f) The Regents Review Committee shall notify the respondent, at least seven days before its meeting, of the time and place of such meeting, and shall also notify the respondent of the opportunity to appear in person and to be represented by counsel at such meeting.

(g) The Regents Review Committee shall transmit the report of the hearing officer and a written report of its review to the Board of Regents. The final determination shall be made by the Board of Regents, and the commissioner shall issue an order implementing such determination.

(h) The measure of discipline to be imposed for any violation of probation may be to continue the respondent on probation for a period in addition to the period of probation imposed in the original order, or to terminate the probation, vacate the stay of execution, and impose any measure of discipline authorized by section 6511 of the Education Law. A violation of probation shall constitute unprofessional conduct, and may constitute the basis for proceedings under either the provisions of section 6510 of the Education Law or of this Part.

17.8 Hearing panel; administrative officers. Findings of fact, recommendations as to penalties to be imposed, and any other actions taken by a hearing panel in disciplinary proceedings, except as hereinafter set forth, shall be made by majority vote. Any determination of guilt shall require a minimum of a four fifths vote of the hearing panel. An administrative officer, admitted to practice as an attorney in the State of New York, shall rule on all motions, procedures and other legal objections, and draft a report which shall reflect the determination and recommendation of the panel and be subject to the approval of and signature by the panel chairperson on behalf of the panel. The administrative officer shall not be entitled to a vote.

17.9 Summary suspensions. (a) If the executive director of the Office of Professional Discipline or that officer's designee believes that the public health, safety or welfare imperatively requires emergency action against a professional license, certificate, registration, permit or other authorization of the licensee to practice under title VIII of the Education Law, the executive director or the director's designee may make an application, on behalf of the department, to the Board of Regents for the summary suspension of said authorization pending the prompt institution prosecution and completion of formal disciplinary proceedings as provided under section 6510 of the Education Law.

(b) Summary suspension proceedings shall be commenced by the service on the licensee of a notice of hearing and a verified petition. The notice of hearing shall state the time and place of oral argument on the application for summary suspension and the regent designated by the chancellor to hear the matter, and shall include a copy of this rule. The notice of hearing and petition shall be personally served upon the licensee no later than five days prior to the date set for oral argument. If personal service cannot be made after due diligence, the notice of hearing and petition may be served by certified mail, to the licensee's last known address, not less than eight days prior to the date set for oral argument. The petition shall set forth the basis for the application and shall include sworn statements upon personal knowledge and/or exhibits demonstrating probable cause to believe that respondent has committed professional misconduct and that the public health, safety or welfare imperatively requires emergency action to summarily suspend respondent's license. A verified answer and any sworn statements and supporting exhibits may be served by respondent upon the executive director of the Office of Professional Discipline or that officer's designee no later than two days prior to the date set for oral argument. The executive director or designee may serve a verified reply, together with any sworn statement and supporting exhibits, to the answer no later than the day prior to the date of oral argument. The answer and/or reply may be served by certified mail by mailing to the addressee no later than three and two days, respectively, prior to the date set for oral argument. The petition, answer and reply, together with any sworn statement and supporting exhibits, shall be transmitted at the time of service of each paper to the regent designated to hear the case. Saturdays, Sundays and legal holidays shall be excluded in calculating the periods of time set forth in this subdivision.

(c) At the oral argument, the Office of Professional Discipline and respondent and/or his or her attorney shall have the right to be heard, but no testimony shall be taken and no transcript of oral arguments shall be required. No further papers shall be submitted at the oral argument except by permission of the regent designated to conduct the proceeding.

(d) The regent designated by the chancellor to conduct the proceeding shall submit a written report of his or her conclusions and recommendation(s) to the Board of Regents, which shall determine whether to grant or deny the application for summary suspension. A determination by the Board of Regents granting the application must be based upon a finding that the public health, safety or welfare imperatively requires emergency action.

(e) Any determination of the Board of Regents shall be without prejudice to the department or licensee in any subsequent formal disciplinary proceeding.

PART 24
COMMITTEE ON THE PROFESSIONS

Section 24.1 The Committee on the Professions shall consist of three department officers designated by the Board of Regents pursuant to Section 6506(10) of the Education Law.

24.2 Committee on the Professions shall review and make recommendations or determinations in licensing matters as provided in this Part or pursuant to referrals from the Board of Regents.

24.3 The Committee on the Professions shall review and determine questions of the preprofessional or professional education of applicants for licensure or other authorizations to practice in accordance with the following standards:

(a) Preprofessional education.

(1) The Committee on the Professions may accept graduation from a professional program which is either registered by the department or nationally accredited in lieu of a maximum of six semester hours of preprofessional education.

(2) The Committee on the Professions may accept postsecondary study satisfactory to the department and performed after completion of professional study requirements in lieu of a maximum of 30 semester hours of required preprofessional study.

(b) Professional education. As the equivalent of a professional program registered by the department, the Committee on the Professions may accept a professional program which is:

(1) offered by an institution accredited by an accrediting organization acceptable to the department or recognized by appropriate civil authorities of the country in which the school is located as an acceptable program of preparation for professional practice;

(2) designed and conducted by the degree-granting institution to prepare graduates for the professional practice of the profession in the State or country in which the institution is located; and

(3) demonstrated to be the substantial equivalent in scope, content, and resources to a program meeting the requirements established by Part 52 of this Title for the registration of a professional licensure qualifying program in the State.

24.4 The Committee on the Professions may review and determine appeals from licensing determinations of the department staff relating to education or experience requirements if the chairman of the Committee determines that the appeal involves a substantial or novel question which should be reviewed by the Committee.

24.5 The Committee on the Professions shall review and determine appeals pursuant to section 18.7 of this Title relating to the voluntary surrender and restoration of licenses.

24.6 The Committee on the Professions shall review and determine questions of moral character in accordance with the provisions of Part 28 of this Title.

24.7 The Committee on the Professions shall review and submit its recommendation to the Board of Regents for final determinations in the following cases:

(a) applications pursuant to Education Law, section 6506(5) for the waiver of an education, experience or examination requirement on the ground that the requirement has been substantially met, and

(b) petitions for restoration of a professional license which has been revoked or surrendered pursuant to Education Law, sections 6510 or 6510-a. At least one year shall have elapsed from the date of service of the order of revocation, acceptance of surrender, or denial of a prior application for restoration or reinstatement by vote of the Board of Regents, for the acceptance by the department of a petition to the Board of Regents for restoration of a license or certificate, except that a period of time during which the license was suspended during the pendency of the discipline proceeding may reduce the one year waiting period. This section shall not apply to restoration of licenses which have been temporarily surrendered pursuant to Education Law section 6510-b or Public Health Law section 230(13).

(1) Materials submitted in response to the Committee on the Professions' recommendation to the Board of Regents shall be filed no later than 15 days following

the postmarked date of the written notification of the decision or recommendation of the Committee on the Professions.

(2) If an applicant has failed to remain current with developments in the profession, and a substantial question is presented as to the applicant's current fitness to enter into the active practice of the profession, the Board of Regents may require that the applicant take and obtain satisfactory grades on a proficiency examination satisfactory to the department prior to the issuance of a license or limited permit.

24.8 Reconsideration. An application for reconsideration of a determination made by the Committee on the Professions or by the Board of Regents following a Committee on the Professions recommendation may be accepted upon a showing that the original action was based on an error of law, or that there is new and material evidence which was not previously available, or that circumstances have changed subsequent to the original determination.

PART 28

DETERMINATION OF GOOD MORAL CHARACTER IN THE PROFESSIONS

Section 28.1 Determination of good moral character
28.2 Information
28.3 Investigation
28.4 Review
28.5 Hearing
28.6 Appeal
28.7 Reapplication
28.8 Proficiency examination

Section 28.1 Determination of good moral character. The determination of whether an applicant for authorization to practice a profession, under title VIII of the Education Law, is of good moral character shall be made in accordance with the procedures specified in this Part.

28.2 Information. All information indicating that an applicant has been convicted of a crime, or has committed an act which raises a reasonable question as to the applicant's moral character, shall be referred to the executive director of the Office of Professional Discipline or his or her designee.

28.3 Investigation. The executive director of the Office of Professional Discipline, or his or hr designee, shall arrange for a full and complete investigation of the circumstances surrounding such conviction or act. If it is determined that a reasonable question exists as to the applicant's moral character, then the executive director, or his or her designee, shall submit the results of the investigation, including any letters of reference from peers or others which may have been submitted by the applicant, to a panel of the appropriate professional State Board for its review. The panel shall consist of three or more members of the State Board.

28.4 Review. Upon such review, the panel, by majority vote, may conclude in favor of the applicant to the effect that the moral character of the applicant is adequate for licensure, thereby fulfilling that licensure requirement, and the applicant and the director of the Division of Professional Licensing Services shall be notified of such conclusion by the Office of Professional Discipline. If, upon such review, the panel concludes, by a majority vote, that a substantial question exists as to the moral character of the applicant, the applicant shall be notified thereof. Upon the written request of the applicant, within 30 days after receipt of such notice, the department shall schedule a hearing on such question.

28.5 Hearing. The applicant shall be given 15 days' notice, by mail, of the time and place of the hearing and a statement of the matters asserted which raised the question of the applicant's moral character. The applicant may be represented at the hearing by an attorney, may cross-examine witnesses, may produce witnesses, and may present evidence in support of the applicant's good moral character. The hearing, at which a verbatim record shall be taken, shall take place before a panel consisting of three or more members of the appropriate professional State Board, and before an administrative officer admitted to practice as an attorney in the State of New York, designated by the department. Such administrative officer shall have authority to rule on all motions, procedures and other legal objections, but shall not be entitled to vote in the determination of the panel. The determination of the panel shall be made by a majority vote of the panel and shall be rendered in a written report which shall be drafted by the administrative officer, shall reflect the determination and recommendations of the panel, and shall be subject to the approval of and signature by the panel chairperson on behalf of the panel. Copies of the report shall be forwarded to the director of the Division of Professional Licensing Services and to the applicant.

28.6 Appeal. The applicant or the executive director of the Office of Professional Discipline may appeal the determination of the panel concerning the licensure requirement of good moral character by filing a written notice of appeal therefrom with the Committee on the Professions within 30 days after service of the report of the panel upon the party taking the appeal. In the event no appeal is taken from the determination of the panel, the determination of the panel shall be final. In the event either party appeals from the determination of the panel, the appellant may submit a brief to the Committee on the Professions and the opposing party within 30 days after filing the notice of appeal. An answering brief may be filed by the opposing party with the Committee on the Professions within 20 days after the receipt by the opposing party of the brief submitted by the appellant. The Committee on the Professions may affirm, reverse or modify the determination of the panel and/or make such other determination as it may deem just and proper under the circumstances. The determination of the Committee on the Professions shall be final and copies thereof shall be forwarded to the applicant and to the executive director of the Office of Professional Discipline.

28.7 Reapplication. Whether or not the applicant appeals from the determination of the panel, the applicant may reapply for licensure to the director of the Division of Professional Licensing Services after the expiration of 18 months from the date of service of the report of the panel.

28.8 Proficiency examination. If the Committee on the Professions determines that the applicant otherwise meets the moral character requirements, but has failed to remain current with developments in the profession, and a substantial question is presented as to the applicant's current fitness to enter into the active practice of the profession, the Committee on the Professions may require that the applicant take and obtain satisfactory grades on a proficiency examination satisfactory to the department prior to the issuance of a license or limited permit.

RULES OF THE BOARD OF REGENTS ON UNPROFESSIONAL CONDUCT

Section 29.1

GENERAL PROVISIONS FOR ALL PROFESSIONS

(a) Unprofessional conduct shall be the conduct prohibited by this section. The provisions of these rules applicable to a particular profession may define additional acts or omissions as unprofessional conduct and may establish exceptions to these general prohibitions.

(b) Unprofessional conduct in the practice of any profession licensed or certified pursuant to title VIII of the Education Law shall include:

(1) willful or grossly negligent failure to comply with substantial provisions of Federal, State or local laws, rules or regulations governing the practice of the profession;

(2) exercising undue influence on the patient or client, including the promotion of the sale of services, appliances or drugs in such manner as to exploit the patient or client for the financial gain of the practitioner or of a third party;

(3) directly or indirectly offering, giving, soliciting, or receiving or agreeing to receive, any fee or other consideration to or from a third party for the referral of a patient or client or in connection with the performance of professional services;

(4) permitting any person to share in the fees for professional services, other than: a partner, employee, associate in a professional firm or corporation, professional subcontractor or consultant authorized to practice the same profession, or a legally authorized trainee practicing under the supervision of a licensed practitioner. This prohibition shall include any arrangement or agreement whereby the amount received in payment for furnishing space, facilities, equipment or personnel services used by a professional licensee constitutes a percentage of, or is otherwise dependent upon, the income or receipts of the licensee from such practice, except as otherwise provided by law with respect to a facility licensed pursuant to article 28 of the Public Health Law or article 13 of the Mental Hygiene Law;

(5) conduct in the practice of a profession which evidences moral unfitness to practice the profession;

(6) willfully making or filing a false report, or failing to file a report required by law or by the Education Department, or willfully impeding or obstructing such filing, or inducing another person to do so;

(7) failing to make available to a patient or client, upon request, copies of documents in the possession or under the control of the licensee which have been prepared for and paid for by the patient or client;

(8) revealing of personally identifiable facts, data or information obtained in a professional capacity without the prior consent of the patient or client, except as authorized or required by law;

(9) practicing or offering to practice beyond the scope permitted by law, or accepting and performing professional responsibilities which the licensee knows or has reason to know that he or she is not competent to perform, or performing without adequate supervision professional services which the licensee is authorized to perform only under the supervision of a licensed professional, except in an emergency situation where a person's life or health is in danger;

(10) delegating professional responsibilities to a person when the licensee delegating such responsibilities knows or has reason to know that such person is not qualified, by training, by experience or by licensure, to perform them;

(11) performing professional services which have not been duly authorized by the patient or client or his or her legal representative;

(12) advertising or soliciting for patronage that is not in the public interest:

(i) Advertising or soliciting not in the public interest shall include but not be limited to advertising or soliciting that:

(a) is false, fraudulent, deceptive, misleading, sensational or flamboyant;
(b) represents intimidation or undue pressure;
(c) uses testimonials;
(d) guarantees any service;

(e) makes any claim relating to professional services or products or the cost or price therefor which cannot be substantiated by the licensee, who shall have the burden of proof;

(f) makes claims of professional superiority which cannot be substantiated by the licensee, who shall have the burden of proof;

(g) offers bonuses or inducements in any form other than a discount or reduction in an established fee or price for a professional service or product;

(ii) The following shall be deemed appropriate means of informing the public of the availability of professional services:

(a) informational advertising not contrary to the foregoing prohibitions; and

(b) the advertising in a newspaper, periodical or professional directory or on radio or television of fixed prices, or a stated range of prices, for specified routine professional services, provided that there is an additional charge for related services which are an integral part of the overall service being provided by the licensee and the advertisement shall so state, and provided further that the advertisement indicates the period of time for which the advertised prices shall be in effect;

(iii) (a) all licensees placing advertisements shall maintain, or cause to be maintained, an exact copy of each advertisement, transcript, or videotape thereof as appropiate for the medium used, for a period of one year after its last appearance. This copy shall be made available for inspection upon demand of the Education Department or in the case of physicians, physician's and specialist's assistants, the Department of Health;

(b) a licensee shall not compensate or give anything of value to representatives of the press, radio, television or other communications media in anticipation of or in return for professional publicity in a news item;

(iv) No demonstrations, dramatizations or other portrayals of professional practice shall be permitted in advertising on radio or television;

(13) failing to respond within 30 days to written communications from the Education Department or the Department of Health and to make available any relevant records with respect to an inquiry or complaint about the licensee's unprofessional conduct. The period of 30 days shall commence on the date when such communication was delivered personally to the licensee. If the communication is sent from either department by registered or certified mail, with return receipt requested, to the address appearing in the last registration the period of 30 days shall commence on the date of delivery to the licensee, as indicated by the return receipt.

(14) violating any term of probation or condition or limitation imposed on the licensee by the Board of Regents pursuant to Education Law section 6511.

REGENTS RULES ON UNPROFESSIONAL CONDUCT
Section 29.2
GENERAL PROVISIONS FOR HEALTH PROFESSIONS

(a) Unprofessional conduct shall also include, in the professions of:

medicine
acupuncture
physical therapy
physician's assistant
specialist's assistant
chiropractic
dentistry
dental hygiene
pharmacy
podiatry
optometry
ophthalmic dispensing
psychology
social work
massage
occupational therapy
speech-language pathology
audiology
nursing
(registered professional nurse, licensed practical nurse):

(1) abandoning or neglecting a patient or client under and in need of immediate professional care, without making reasonable arrangements for the continuation of such care, or abandoning a professional employment by a group practice, hospital, clinic or other health care facility, without reasonable notice and under circumstances which seriously impair the delivery of professional care to patients or clients;

(2) willfully harassing, abusing or intimidating a patient either physically or verbally;

(3) failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient. Unless otherwise provided by law, all patient records must be retained for at least six years. Obstetrical records and records of minor patients must be retained for at least six years, and until one year after the minor patient reaches the age of 21 years;

(4) using the word "Doctor" in offering to perform professional services without also including the profession in which the licensee holds a doctorate;

(5) failing to exercise appropriate supervision over persons who are authorized to practice only under the supervision of the licensed professional;

(6) guaranteeing that satisfaction or a cure will result from the performance of professional services;

(7) ordering of excessive tests, treatment, or use of treatment facilities not warranted by the condition of the patient;

(8) claiming or using any secret or special method of treatment which the licensee refuses to divulge to the State Board for the profession;

(9) failing to wear an identifying badge, which shall be conspicuously displayed and legible, indicating the practitioner's name and professional title authorized pursuant to the Education Law, while practicing as an employee or operator of a hospital, clinic, group practice or multiprofessional facility, or at a commercial establishment offering health services to the public;

(10) entering into an arrangement with the pharmacy for the compounding and/or dispensing of coded or specially marked prescriptions;

(11) with respect to all professional practices conducted under an assumed name, other than facilities licensed pursuant to article 28 of the Public Health Law or article 13 of the Mental Hygiene Law, failing to post conspicuously at the site of such practice the names and licensure field of all of the principal professional licensees engaged in practice at that site (i.e., principal partners, officers or principal shareholders).

(b) Unprofessional conduct shall also include, in those professions specified in section 18 of the Public Health Law and in the professions of acupuncture and massage, failing to provide access by qualified persons to patient information in accordance with the standards set forth in section 18 of the Public Health Law. In the professions of acupuncture and massage, qualified persons may appeal the denial of access to patient information in the manner set forth in section 18 of the Public Health Law to a record access committee appointed by the executive secretary of the appropriate State Board. Such record access review committees shall consist of not less than three nor more than five members of the appropriate State Board.

Section 29.5

SPECIAL PROVISIONS FOR THE PROFESSIONS OF DENTISTRY AND DENTAL HYGIENE

Unprofessional conduct in the practice of dentistry and dental hygiene shall include all conduct prohibited by sections 29.1 and 29.2 of this Part except as provided in this section, and shall also include the following:

(a) failing to comply with a signed agreement to practice dentistry in New York State in an area designated by the Commissioner of Education as having a shortage of dentists or refusing to repay dental education costs in lieu of such required service, or failing to comply with any provision of a written agreement with the State or any municipality within which the licensee has agreed to provide dental service, or refusing to repay funds in lieu of such service as consideration of awards made by the State or any municipality thereof for his or her professional education in dentistry, or failing to comply with any agreement entered into to aid his or her dental education.

(b) claiming professional superiority or special professional abilities, attainments, methods or resources, except that a practitioner who has completed a program of specialty training approved by the Board of Regents in a specialty recognized as such by the Board of Regents, or who can demonstrate to the satisfaction of the department the completion of the substantial equivalent of such a program, may advertise or otherwise indicate the specialty. A practitioner who has completed all of the requirements for specialty qualification except an examination may advertise or otherwise indicate the additional training which has been acquired. The phrase *practice limited to* shall be deemed a claim of special professional abilities, and may be used only by dentists who have completed specialty training satisfactory to the department or dentists who have restricted their practice to a dental specialty prior to January 1, 1979. This subdivision shall apply in addition to section 29.1(b)(12)(i)(f) of this Part.

ACCREDITED DENTAL PROGRAMS

ALABAMA
School of Dentistry
University of Alabama
1919 Seventh Avenue S.
Birmingham, 35294

CALIFORNIA
School of Dentistry
Loma Linda University
Loma Linda, 92350

School of Dentistry, University of
California at Los Angeles
Center for the Health Sciences
Los Angeles, 90024

School of Dentistry, University
of Southern California
Rm. 203, University Park MC 0641
Los Angeles,90089

School of Dentistry, University of
California, San Francisco
513 Parnassus Ave. S-630
San Francisco, 94143

School of Dentistry
University of the Pacific
2155 Webster Street
San Francisco, 94115

COLORADO
School of Dentistry
University of Colorado
Medical Center
4200 East Ninth Avenue
Box C-284
Denver, 80262

CONNECTICUT
School of Dental Medicine
The University of Connecticut
263 Farmington, 06032

DISTRICT OF COLUMBIA
College of Dentistry
Howard University
600 "W" Street, N.W.
Washington, 20059

FLORIDA
College of Dentistry
University of Florida
Box J-405, JHMHC
Gainesville, 32610

GEORGIA
School of Dentistry
Medical College of Georgia
1459 Laney Walker Blvd.
Augusta, 30901

ILLINOIS
College of Dentistry
University of Illinois
801 South Paulina Street
Chicago, 60612

School of Dental Medicine
Southern Illinois University
2800 College Ave.
Alton, 62002

Northwestern University Dental School
240 E. Huron Street
Chicago, 60611

School of Dentistry
Loyola University of Chicago
2160 South First Avenue
Maywood, 60153

INDIANA
School of Dentistry
Indiana University
1121 West Michigan Street
Indianapolis, 46202

IOWA
College of Dentistry
The University of Iowa
Dental Building
Iowa City, 52242

KENTUCKY
College of Dentistry
University of Kentucky
Medical Center
800 Rose Street
Lexington, 40506

School of Dentistry
University of Louisville
Health Sciences Center
Louisville, 40292

LOUISIANA
School of Dentistry
Louisiana State University
Medical Center
1100 Florida Avenue, Bldg. 101
New Orleans, 70119

MARYLAND
Baltimore College of Dental Surgery
University of Maryland
666 West Baltimore Street
Baltimore, 21201

MASSACHUSETTS
Harvard School of Dental Medicine
188 Longwood Avenue
Boston, 02115

School of Dental Medicine
Tufts University
1 Kneeland Street
Boston, 02111

Goldman School of Graduate Dentistry
Boston University Medical Center
100 East Newton Street
Boston, 02118

MICHIGAN
School of Dentistry
The University of Michigan
1234 Dental Building
Ann Arbor, 48109

School of Dentistry
University of Detroit
2985 E. Jefferson Avenue
Detroit, 48207

MINNESOTA
School of Dentistry
University of Minnesota
515 S.E. Delaware Street
Minneapolis, 55455

MISSISSIPPI
School of Dentistry
The University of Mississippi
Medical Center
2500 North State Street
Jackson, 39216

MISSOURI
School of Dentistry, University
of Missouri at Kansas City
650 East 25th Street
Kansas City, 64108

School of Dental Medicine
Washington University
4559 Scott Avenue
St. Louis, 63110

NEBRASKA
College of Dentistry
University of Nebraska, Medical
Center
40th & Holdrege Streets
Lincoln, 68583-0740

Boyne School of Dental Science
Creighton University
2500 California St.
Omaha, 68178

NEW JERSEY
College of Medicine & Dentistry of New
Jersey, New Jersey Dental School
100 Bergen Street
Newark, 07103

College of Dental Medicine
Fairleigh Dickinson University
140 University Plaza
Hackensack, 07601

NEW YORK
School of Dental Medicine, State University
of New York at Buffalo
Farber Hall
3435 Main Street
Buffalo, 14214

School of Dental Medicine
State Univ. of New York at Stony Brook
Rockland Hall
Stony Brook, 11794

School of Dental & Oral Surgery
Columbia University
630 West 168th Street
New York, 10032

College of Dentistry
New York University
421 First Avenue
New York, 10010

NORTH CAROLINA
School of Dentistry
University of North Carolina
104 Braver Hall, 211 H
Chapel Hill, 27514

OHIO
School of Dentistry
Case Western Reserve University
2123 Abington Road
Cleveland, 44106

College of Dentistry
Ohio State University
305 West 12th Avenue
Columbus, 43210

OKLAHOMA
College of Dentistry
University of Oklahoma
Health Sciences Center
P.O. Box 26901
Oklahoma City, 73190

OREGON
School of Dentistry
University of Oregon
Health Sciences Center
611 S.W. Campus Drive
Sam Jackson Park
Portland, 97201

PENNSYLVANIA
School of Dental Medicine
University of Pennsylvania
4001 W. Spruce Street
Philadelphia, 19104

School of Dentistry
Temple University
3223 North Broad Street
Philadelphia, 19140

School of Dental Medicine
University of Pittsburgh
3501 Terrace Street
Pittsburgh, 15261

PUERTO RICO
School of Dentistry
University of Puerto Rico
G.P.O. Box 5067
San Juan, 00936

SOUTH CAROLINA
College of Dental Medicine, Medical
University of South Carolina
171 Ashley Avenue
Charleston, 29425

TENNESSEE
College of Dentistry
University of Tennessee
875 Union Avenue
Memphis, 38163

School of Dentistry
Meharry Medical College
1005 18th Avenue N.
Nashville, 37208

TEXAS
Baylor College of Dentistry
3302 Gaston Avenue
Dallas, 75246

The University of Texas Health Science
Center at Houston, Dental Branch
6516 John Freeman Avenue
Houston, 77030

The University of Texas Health Science
Center at San Antonio, Dental School
7703 Floyd Curl Drive
San Antonio, 78229

VIRGINIA
School of Dentistry, Medical College
of Virginia
Virginia Commonwealth University
P. O. Box 566
Richmond, 23298

WASHINGTON
School of Dentistry
University of Washington
Health Sciences Building, SC62
Seattle, 98195

WEST VIRGINIA
School of Dentistry
West Virginia University
The Medical Center
Morgantown, 26506

WISCONSIN
School of Dentistry
Marquette University
604 North 16th Street
Milwaukee, 53233

CANADA

Faculty of Dentistry
University of Alberta
Medical Building
Edmonton, Alberta T6G-2N8

Faculty of Dentistry
University of British Columbia
350-2194 Health Sciences Mall
Vancouver, British Columbia V6T-1W5

Faculty of Dentistry
Dalhousie University
Dentistry Building
5981 University Avenue
Halifax, Nova Scotia B3H-3J5

Dental Surgery Section
University of Laval
Health Sciences Centre
Ste. Foy
Quebec, Quebec G1K-7P4

Faculty of Dentistry
University of Manitoba
780 Bannatyne Street
Winnepeg, Manitoba R3E-OW3

Faculty of Dentistry
McGill University
3640 University Street
Montreal, Quebec H3A-2B2

School of Dental Medicine
Universite de Montreal
2900 Edouard Montpetit
Montreal, Quebec H3C-3T9

College of Dentistry
University of Saskatchewan
Saskatoon, Saskatchewan 57N-OWO

Faculty of Dentistry
University of Toronto
124 Edward Street
Toronto, Ontario M56-1G6

Faculty of Dentistry
The University of Western Ontario
London, Ontario N6A-3K7

ACCREDITED DENTAL HYGIENE PROGRAMS

ALABAMA
University of Alabama, School of Dentistry,
Department of Dental Hygiene,
1916 9th Avenue
Birmingham 35294

ALASKA
Anchorage Community College, Dental
Hygiene Program, University of Alaska,
2533Providence Drive, Anchorage 99508

ARIZONA
Northern Arizona University, Dental
Hygiene Department, Box 15065,
Flagstaff 86011

Phoenix College, School of Dental Hygiene,
1202 W. Thomas Road, Phoenix 85013

ARKANSAS
University of Arkansas for Medical Sciences,
School of Dental Hygiene, 4301 West
Markham Street, Little Rock 72205

CALIFORNIA
Cabrillo College, Department of Dental
Hygiene, 6500 Soquel Drive, Aptos 95003

Cerritos College, Dental Hygiene Dept.,
11110 East Alondra Boulevard,
Norwalk 90650

Chabot College, Dental Hygiene Program,
25555 Hesperian Boulevard, Hayward 94545

Cypress College, Dental Hygiene Program
9200 Valley View, St. Cypress 90630

Diablo Valley College, Dental Hygiene
Program, 321 Golf Club Road, Pleasant Hill
94523

Foothill College, Dental Hygiene Program,
12345 El Monte Road, Los Altos Hills 94022

Fresno City College, Dental Hygiene
Program, 1101 East University,
Fresno 93741

Loma Linda University, School of Dentistry
Department of Dental Hygiene,
Loma Linda 92350

Pasadena City College, Dental Hygiene
Program, 1570 East Colorado Boulevard,
Pasadena 91106

Sacramento City College, Dental Hygiene
Program, 3835 Freeport Boulevard,
Sacramento 95822

CALIFORNIA - (continued)

University of California, School of Dentistry,
Division of Dental Hygiene, San Francisco
Medical Center, San Francisco 94143

University of Southern California, School of
Dentistry, Department of Dental Hygiene,
University Park, Los Angeles 90046

West Los Angeles College (formerly
Los Angeles City College), Dental Hygiene
Program, 4800 Freshman Drive, Culver City
90230

COLORADO

Colorado Northwestern Community College,
Dental Hygiene Program, Kennedy Drive,
Rangely 81648

University of Colorado, School of Dentistry,
Division Dental Hygiene, 4200 East Ninth
Avenue, Medical Center, Denver 80262

Pueblo Community College
(formerly University of Southern Colorado),
Dental Hygiene Program, 415 Harrison
Avenue, Pueblo 81004

CONNECTICUT

Tunxix Community College, Dental Hygiene
Program, Routes 6 and 177,
Farmington 06032

University of Bridgeport, Fones School of
Dental Hygiene, 30 Hazel Street, Bridgeport
06601

DELAWARE

Delaware Technical and Community
College, Dental Hygiene Department,
Wilmington Campus, 333 Shipley Street
Wilmington 19801

DISTRICT OF COLUMBIA

Howard University, College of Dentistry,
Dental Hygiene Department,
600 "W" Street, N.W., Washington 20059

FLORIDA

Florida Community College, Dental Hygiene
Program, 4501 Capper Road,
Jacksonville 32218

Miami-Dade Community College, Dental
Hygiene Department, Medical Center
Campus, 950 N.W. 20th Street, Miami 33127

Palm Beach Junior College, Department of
Dental Health Services, Dental Hygiene
Program, 4200 Congress Avenue,
Lake Worth 33461

Pensacola Junior College, Department of
Dental Hygiene, 5555 Highway 98,
Pensacola 32507

FLORIDA - (continued)

St. Petersburg Junior College, Department
of Dental Hygiene, P.O. Box 13489,
St. Petersburg 33733

Santa Fe Community College, Dental
Hygiene Program, 300 N.W. 83rd St.
Gainesville 32602

Tallahassee Community College, Dental
Hygiene Program, 444 Appleyard Drive,
Tallahassee 32304

Valencia Community College, Dental Hygiene
Program, 1800 South Kirkman Road,
Orlando 32811

Indian River Community College
3209 Virginia Avenue
Ft. Pierce, 33450

GEORGIA

Albany Junior College, Department of
Dental Hygiene, 2400 Gillionville Road,
Albany 31707

Armstrong State College, Department of
Dental Hygiene, 11935 Abercorn, Savannah
31406-7197

Clayton Junior College, Department of
Dental Hygiene, 5900 Lee Street,
Morrow 30260

Columbus College, Dental Hygiene Program,
Algonquin Drive, Columbus 31993-2399

DeKalb College, Dental Hygiene
Program, 2101 Womack Road,
Dunwoody 30338

Macon Junior College, Dental Hygiene
Program, 5357 Raley Road, Macon 31297

Medical College of Georgia, School of
Allied Health Sciences, Department of
Associated Dental Sciences, 1120-15th
Street, Augusta 30912

HAWAII

University of Hawaii, Department of Dental
Hygiene, 2528 The Mall, Honolulu 96822

Idaho State University, Department of
Dental Hygiene, 741 South 8th Street
Pocatello, 83209

ILLINOIS

Illinois Central College, Dental Hygiene
Program, District 514, East Peoria 61635

Lake Land College, Dental Hygiene
Program, South Route 45, Mattoon 61938

Loyola University, School of Dentistry,
Dental Hygiene Program, 2160 South First
Avenue, Maywood 60153

ILLINOIS - (continued)
Northwestern University Dental School,
Dental Hygiene Program, 240 East Huron
Avenue, Chicago 60611

Parkland College, Dental Hygiene Program,
2400 West Bradley, Champaign 61821

Prairie State College, Dental Hygiene
Program, 202 South Halsted Street,
Chicago Heights 60411

Southern Illinois University, School of
Technical Careers, Dental Hygiene Program,
Carbondale 62901

William Rainey Harper College, Dental
Hygiene Program, Algonquin and Roselle
Roads, Palatine 60067

INDIANA
University of Southern Indiana
Department of Dental Hygiene, 8600 University Boulevard, Evansville 47712

Indiana University, Northwest, Dental
Auxiliary Education, 3223Broadway,
Gary 46409

Indiana University - Purdue University
Dental Hygiene Program 2101
Coliseum Boulevard East, Fort Wayne 46805

Indiana University - School of Dentistry,
Dental Hygiene Program
1121 West Michigan Street
Indianapolis 46202

Indiana University , Dental
Hygiene Program, 1700 Mishawaka Avenue,
Riverside Hall, South Bend 46634

IOWA
Des Moines Area Community College,
Dental Hygiene Program, 2006 Ankeny
Boulevard, Ankeny 50021

Hawkeye Institute of Technology,
Dental Hygiene Program
1501 E. Orange Rd., Waterloo
50704

University of Iowa, School of Dentistry,
Department of Dental Hygiene, Iowa City
52242

KANSAS
Johnson County Community College, Dental
Hygiene Program, College Boulevard and
Quivira Road, Overland Park 66210

Wichita State University, College of
Health Related Professions, Department of
Dental Hygiene, 1854 Fairmount, Wichita
67208

KENTUCKY

Lexington Community College
Dental Hygiene Program, John T. Oswald
Building, Cooper Drive, Lexington 40506

University of Louisville, School of Dentistry,
Dental Hygiene Program, Health Sciences
Center, P.O. Box 35260, Louisville 40292

Western Kentucky University, Department of
Dental Hygiene, Academic Complex Rm 207
Bowling Green 42101

Southeast Community College
Department of Dental Hygiene
Cumberland 40823

Maysville Community College
Department of Dental Hygiene
Rt. 2
Maysville 41056

LOUISIANA

Louisiana State University, School of
Dentistry, Department of Dental Auxiliaries,
Program in Dental Hygiene, Medical Center
1100 Florida Avenue, New Orleans 70119

Northeast Louisiana University, Curriculum
of Dental Hygiene, 700 University Avenue,
Monroe 71209

MAINE

University of Maine at Orono, Bangor
Community College, Dental Hygiene
Program, Lincoln Hall, Bangor 04401

Westbrook College, Department of Dental
Hygiene, 716 Stevens Avenue,
Portland 04103

MARYLAND

Allegany Community College, Dental
Hygiene Program, Willowbrook Road
Cumberland 21502

Community College of Baltimore, Dental
Hygiene Program, 2901 Liberty Heights
Avenue, Baltimore 21215

University of Maryland, Department of
Dental Hygiene, School of Dentistry,
666 West Baltimore Street, Baltimore 21201

MASSACHUSETTS

Bristol Community College, Dental Hygiene
Program, 777 Elsbree Street, Fall River
02720

MASSACHUSETTS - (continued)

Cape Cod Community College, Dental
Hygiene Program, Route 132, West
Barnstable 02668

Forsyth School of Dental Hygiene
140 The Fenway, Boston 02115

Middlesex Community College, Dental
Hygiene Program, Springs Road,
Bedford 01730

Quinsigamond Community College, Dental
Hygiene Program, 670 West Boylston Street,
Worchester 01606

Springfield Technical Community College
Dental Hygiene Department, 1 Armory
Square, Springfield 01105

MICHIGAN
C.S. Mott Community College, Dental
Hygiene Program, 1401 East Court Street,
Flint 48502
Coordinator: Ms. Susan R. Duley

Delta College, Dental Hygiene Program
University Center 48710

Ferris State College, School of Allied
Health, Dental Hygiene Program, VFS Room 302
Big Rapids 49307

Grand Rapids Junior College, Dental
Hygiene Program, 143 Bostwick, N.E.,
Grand Rapids 49502

Kalamazoo Valley Community College,
Dental Hygiene Program, 6767 West "O"
Avenue, Kalamazoo 49009

Kellogg Community College, Dental
Hygiene Program, 450 North Avenue,
Battle Creek 49016

Lansing Community College, Dental
Hygiene Program, 419 North Capital
Avenue, Box 40010, Lansing 48901

Oakland Community College, Dental
Hygiene Program, Highland Lakes Campus,
7350 Cooley Lake Road, Union Lake 48085

University of Detroit, School of Dentistry,
Department of Dental Hygiene, 2985 East
Jefferson Avenue, Detroit 48207

University of Michigan, School of Dentistry,
Curriculum in Dental Hygiene, 1101 North
University, Ann Arbor 48109

Wayne County Community College
8551 Greenfield, Room 308A
Detroit, 48228

MINNESOTA
Mankato State University, Dental Hygiene
Program, Box 81, Mankato 56001

MINNESOTA - (continued)

Normandale Community College, Dental
Hygiene Program, 9700 France Avenue,
South Bloomington 55431

University of Minnesota, School of Dentistry,
Program in Dental Hygiene, 515 Delaware, S.E.
Minneapolis 55455

University of Minnesota at Duluth, Dental
Hygiene Program, 10 University Drive
Duluth 55812

MISSISSIPPI
Meridian Junior College, Dental Hygiene
Program, 5500 Highway 19 North,
Meridian 39301

Northeast Mississippi Junior College,
Dental Hygiene Program, Booneville 38829

University of Mississippi Medical Center,
Department of Dental Hygiene, 2500 North
State Street, Jackson 39216

MISSOURI
Missouri Southern State College, Dental
Hygiene Program, Newman and Dunquesne
Roads, Joplin 64801

St. Louis Community College at Forest Park,
Dental Hygiene Program, 5600 Oakland
Avenue, St. Louis 63110

University of Missouri at Kansas City,
School of Dentistry, Division Dental
Hygienists, 650 East 25th Street,
Kansas City 64108

MONTANA
Carroll College, Department of Dental
Hygiene, Guadalupe Hall, Helena 59625

NEBRASKA
Central Technical Community College,
Dental Hygiene Program, P.O. Box 1024,
Hastings 68901

University of Nebraska, College of
Dentistry, Dental Hygiene Department,
40th and Holdrege, Lincoln 68583

NEVADA
Clark County Community College, Dental
Hygiene Program, 3200 E. Cheyenne
Avenue, North Las Vegas 89030

NEW HAMPSHIRE
New Hampshire Technical Institute, Dental
Hygiene Department, Institute Drive
Concord 03301

NEW JERSEY
Bergen Community College, Dental
Hygiene Program, 400 Paramus Road,
Paramus 07652

NEW JERSEY - (continued)

Camden County College, Dental Hygiene Program, P.O. Box 200, Blackwood 08012

Fairleigh Dickinson University, School of Dentistry, Division of Dental Hygiene, 140 University Plaza Drive

Middlesex County College, Department of Dental Auxiliary Education, 153 Mill Rd., Box 3050, Edison 08818

Union County Technical Institute, Dental Hygiene Program, 1033 Springfield Avenue Scotch Plains 07076

University of Medicine and Dentistry of New Jersey, Program in the Allied Health Professions, Dental Hygiene Program, 65 Bergen Street, Newark 07103

NEW MEXICO

University of New Mexico, Dental Hygiene Program, Novitski Hall, Albuquerque 87131

NEW YORK

Broome Community College, Dental Hygiene Department, P.O. Box 1017, Binghamton 13902

Erie Community College - North Campus Department of Dental Hygiene, Main Street and Youngs Road, Buffalo 14221

Eugenio Maria de Hostos Community College, Dental Hygiene Department, 475 Grand Concourse, Bronx 10451

Hudson Valley Community College, Department of Dental Hygiene, 80 Vandenburgh Avenue, Troy 12180

Monroe Community College, Department of Dental Hygiene, 1000 East Henrietta Road, Rochester 14623

New York City Technical College, Dental Hygiene Department, 300 Jay Street, Brooklyn 11201

Onondaga Community College, Dental Hygiene Department, Route 173, Syracuse 13215

Orange County Community College, Dental Hygiene Program, 115 South Street, Middletown 10940

State University of New York at Farmingdale, Department of Dental Hygiene, Melville Road, Farmingdale 11735 (Day Program)

State University of New York at Farmingdale, Department of Dental Hygiene, Melville Road, Farmindale 11735 (Night Program)

NORTH CAROLINA
Asheville-Buncombe Technical College
Department of Dental Hygiene, 340 Victoria
Road, Asheville 28801

Central Piedmont Community College,
Dental Hygiene Program, 1141 Elizabeth,
P.O. Box 35009, Charlotte 28235

Coastal Carolina Community College
Department of Dental Hygiene, 444 Western
Boulevard, Jacksonville 28540

Fayetteville Technical Institute, Dental
Hygiene Program, 2201 Hull Road, P. O. Box
35236, Fayetteville 28303

Guilford Technical Institute, Department
of Dental Hygiene, P.O. Box 309
Jamestown 27282

University of North Carolina, School of
Dentistry, Curriculum for Dental Hygiene
405 Brauer, 211 H, Chapel Hill 27514

Wayne Community College, Dental
Auxiliary Department, Dental Hygiene
Program, CALLER Box 8002, Goldsboro
27530

NORTH DAKOTA
North Dakota State School of Science,
Dental Hygiene Program, Wahpeton 58075

OHIO
Cuyahoga Community College, Metropolitan
Campus, Dental Hygiene Program, 2900
Community College Ave., Cleveland 44115

Lakeland Community College, Dental
Hygiene Program, Route 306 & 90,
Mentor 44060

Lima Technical College, Dental Hygiene
Program, 4240 Campus Drive, Lima 45804

Ohio State University, College of
Dentistry, Division of Dental Hygiene
305 West 12th Avenue,
Columbus 43210

Owens Technical College,
Department of Dental Hygiene, Caller NO.
10,000 Oregon Road, Toledo 43699

OHIO - (continued)

Shawnee State College, Dental Hygiene
Department, 940 Second St.,
Portsmouth 45662

Sinclair Community College, Dental Hygiene
Program, 444 West Third Street,
Dayton 45402

University of Cincinnati, Raymond Walters
College, Dental Hygiene Program, 9555
Plainfield Road, Cincinnati 45236

Youngstown State University, Technical and
Community College, Dental Hygiene
Program, 410 Wick Avenue,
Youngstown 44555

OKLAHOMA

Oscar Rose Junior College, Department of
Dental Hygiene, 6420 Southeast Fifteenth,
Midwest City 73110

University of Oklahoma, Health Sciences
Center, College of Dentistry, Department
of Dental Hygiene, P.O. Box 26901,
Oklahoma City 73190

OREGON

Lane Community College, Dental Hygiene
Program, 4000 East 30th Avenue,
Eugene 97401

Mt. Hood Community College, Dental
Department, 26000 S.E. Stark Street,
Gresham 97030

Oregon Institute of Technology, Dental
Hygiene Program, Campus Drive,
Klamath Falls 97601

Portland Community College, Dental
Hygiene Program, 12000 S.W. 49th Avenue,
Portland 97219

University of Oregon Health Sciences
Center School of Dentistry, Dental Hygiene
Department, 611 S.W. Campus Drive,
Portland 97201

PENNSYLVANIA

Community College of Philadelphia, Dental
Hygiene Program, 1700 Spring Garden
Street, Philadelphia 19130

Luzerne County Community College
Dental Hygiene Program, Prospect Street
and Middle Road, Nanticoke 18634

Montgomery County Community College,
Dental Hygiene Program, 340 DeKalb Pike,
Blue Bell 19422

PENNSYLVANIA - (continued)

Northampton County Area Community College, Dental Hygiene Program, 3835 Green Pond Road, Bethlehem 18017

Temple University, School of Dentistry, School of Dental Hygiene, 3223 North Broad Street, Philadelphia 19140

Thomas Jefferson University, College of Allied Health Sciences, Department of Dental Hygiene, 130 S. 9th St, 22nd Floor Philadelphia 19107

University of Pittsburgh, School of Dental Medicine, Oral Hygiene Program, 337 Salk Hall, Pittsburgh 15261

Williamsport Area Community College, Dental Hygiene Program, 1005 West Third Street, Williamsport 17701

PUERTO RICO

University of Puerto Rico, Department of Dental Hygiene, G.P.O. Box 5067, San Juan 00936

RHODE ISLAND

University of Rhode Island, Department of Dental Hygiene, 8 Washburn Hall, Kingston 02881

SOUTH CAROLINA

Florence-Darlington Technical College, Dental Hygiene Program, P.O. Drawer F-8000, Florence 29501

Greenville Technical College, Dental Hygiene Program, P.O. Box 5616 Station B, Greenville 29606

Medical University of South Carolina, College of Allied Health Sciences, Dental Hygiene Program, 171 Ashley Avenue, Charleston 29425

Midlands Technical College, Department of Dental Hygiene, P.O. Box 2408, Columbia 29202

SOUTH DAKOTA

University of South Dakota, Department of Dental Hygiene, East Hall, 414 E. Clark St., Vermillion 57069

TENNESSEE

Chattanooga State Technical Community College, Dental Hygiene Program, 4501

TENNESSEE - (continued)

East Tennessee State University, Dept.
of Dental Hygiene, College of Public and
Allied Health, Johnson City 37614

Meharry Medical College/Tennessee State
University, School of Allied Health Professions, Division of Dental Hygiene, 3500
John A. Merritt Blvd., Nashville 37203

University of Tennessee, Center for Health
Sciences, Dental Hygiene Department, 777
Court Avenue, Room 519, Memphis 38163

TEXAS

Allied Health Division
Box 447, Amarillo 79178

Baylor College of Dentistry, Caruth School
of Dental Hygiene, 3302 Gaston Avenue,
Dallas 75246

Bee County College, Technical and
Vocational Education, Dental Hygiene
Program, 3800 Charco Road
Beeville 78102

Del Mar College, Dental Hygiene Program,
Baldwin and Ayers Streets, Corpus Christi
78404

El Paso Community College, Dental Hygiene
Program, P.O. Box 20500, El Paso 79998

Lamar University, Dental Hygiene Program,
Box 10096, Lamar University Station,
Beaumont 77710

Midwestern State University, Dental
Hygiene Program, 3400 Taft, Wichita Falls
76308

Tarrant County Junior College, Dental
Hygiene Program, Northeast Campus,
828 Harwood Road, Hurst 76054

Texas Woman's University, Department of
Dental Hygiene, Institute of Health
Sciences, Box 22665-TWU Station,
Denton 76204

Tyler Junior College, Department of Dental
Hygiene, P.O. Box 9020, Tyler 75711

University of Texas Dental Branch, School
of Dental Hygiene, P.O. Box 20068
Houston 77225

University of Texas, Health Sciences Center
At San Antonio, Dental Hygiene Program,
7703 Floyd Curl Drive, San Antonio 78284

TEXAS - (continued)

Wharton County Junior College, Dental
Hygiene Program, 911 Boling Highway,
Wharton 77488

UTAH

Weber State College, Dental Hygiene
Program, 3750 Harrison Boulevard,
Ogden 84408

VERMONT

University of Vermont, Program in Dental
Hygiene, School of Allied Health Sciences,
Room 002 Rowell Building, Burlington 05405

VIRGINIA

Northern Virginia Community College,
8333 Little River Turnpike, Annandale, 22003

Old Dominion University, Department of
Dental Hygiene, G.W. Hirschfield School
Norfolk 23508

Virginia Commonwealth University, School
of Dentistry, Division of Dental Hygiene,
Health Science Division, Richmond 23298

Virginia Western Community College,
Dental Hygiene Program, 3095 Colonial
Avenue, S.W. Roanoke 24038

WASHINGTON

Clark College, Department of Dental
Hygiene, 1800 E. McLoughlin Boulevard,
Vancouver 98663

Eastern Washington University, Dental
Hygiene Department, Paulsen Bldg. Rm 252
Spokane 99201

Pierce College,
Dental Hygiene Program, 9401 Farwest
Drive S.W., Tacoma 98498

Shoreline Community College, Dental
Hygiene Program, 16101 Greenwood Ave.,
North Seattle 98133

Yakima Valley Community College, Dental
Hygiene Program, 16th Avenue South at
Nob Hill Boulevard, Yakima 98907

WEST VIRGINIA

West Liberty State College, School of
Dental Hygiene, West Liberty 26074

West Virginia Institute of Technology,
Dept. of Dental Hygiene, Montgomery 25136

WEST VIRGINIA - (continued)

West Virginia University, School of
Dentistry, Dept. of Dental Hygiene, Medical
Center, Morgantown 26506

WISCONSIN

Madison Area Technical College, Dental
Hygiene Program, 3550 Anderson St., Rm 300F
Madison 53704

Marquette University, School of Dentistry,
Department of Dental Hygiene, 604 North
16th Street, Milwaukee 53233

Milwaukee Area Technical College, Dental
Hygiene Program, 1015 North Sixth Street,
Milwaukee 53203

North Central Technical Institute,
Department of Dental Hygiene, 1000
Campus Drive, Wausau 54401

Northeast Wisconsin Technical Institute,
Dental Hygiene Program, 2740 West Mason
Street, Green Bay 54307

WYOMING

Sheridan College, Department Of Dental
Hygiene, 3059 Coffeen Avenue, Sheridan
82801

CANADA

ALBERTA

University of Alberta
School of Dental Hygiene, Faculty of
Dentistry, Rm. 3032
Dentistry/Pharmacy Bldg.
Edmonton, Alberta T6G 2N8

BRITISH COLUMBIA

Vancouver Community College
250 West Pender
Vancouver, V6B 159

MANITOBA

School of Dental Hygiene, Faculty of
Dentistry, University of Manitoba, 780
Bannatyne Ave., Rm. D-113,
R3E OW3

SASKATCHEWAN

Wascana Institute of Applied Arts &
Sciences, Dental Division, 4635 Wascana
Parkway, Regina, Saskatchewan S4P 3A3
3V8

ONTARIO

Algonquin College of Applied Arts and
Technology, 1385 Woodroffe Ave., Nepean
Ontario K2G IV8

George Brown College of Applied Arts &
Technology, P.O. Box 1015, Station B
Toronto, Ontario M5T 2T9

Canadian Forces Dental Service School,
Dental Hygiene Program
CFB Borden, Ontario L0M 1C0

Seneca College, 1255 Sheppard Avenue E.,
Willowdale, Ontario M2K 12E

Cambrian College
1400 Barrydowne Rd., Sudbury, Ontario P3A

Candore College
PO Box 398
North Bay, Ontario P7C 4W1

College Edouard Montpetit, 945-Chemin
Chambly, Longeuil, P.Q.
J4H 3M6

CEGEP Francois Xavier Garneau, 1660-Blvd.
de l'entente, Quebec
P.Q. GLT 2S3

ONTARIO
Confederation College
P.O. Box 398
Thunder Bay, Ontario P7C 4W1

Durham College
P.O. Box 385
Oshawa, Ontario L1H 7L7

Fanshawe College
P.O. Box 4005
London, Ontario N5W 5H1

Georgian College
P.O. Box 2316
Orilla, Ontario L3V 6S2

Niagara College
P.O. Box 1005, Woodland Road
Welland, Ontario L3B 5S2

John Abbott College
P.O. Box 2000
Ste Anne de Bellevue, Quebec H9X 3L9

NOVA SCOTIA
School of Dental Hygiene, Faculty of
Dentistry, Dalhousie University, 1308 Robie
St., Halifax, N.S. B3H 3J5

St. Clair College
200 Talbot Road West
Windsor, Ontario N9A 654

Seneca College
1255 Sheppard Street E.
Willowdale, Ontario M2K 1E2

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